

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.20149 of 2014

Arising Out of PS.Case No. -7 Year- 2014 Thana -MOHIUDDIN NAGAR District- SAMASTIPUR

Jamun Sahni

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

CORAM: HONOURABLE MR. JUSTICE ADITYA KUMAR
TRIVEDI
ORAL ORDER

02 30-06-2014

Heard learned counsel for the petitioner as well as
learned Additional Public Prosecutor.

In the background of dispute regarding fishing net amongst Dinesh Sahni as well as Jitendra Sahni at Madhya Pradesh, the same came down at village. However, the same was averted. Furthermore, the informant asserted that she had seen Jitendra, Dinesh, Jamun, Pappu at the Mohiuddinagar market. Even on hectic search, she could not able to trace out Dinesh, however, his dead body was found on the following morning in an orchard.

It has been submitted on behalf of petitioner that just being a co-villager his presence was along with deceased as well as Jitendra at Mohiuddinagar market having no concern with either of them. It has further been submitted that from the order impugned, it is apparent that the Investigating Officer has not found any sort of evidence against him. It has further been

submitted that death of deceased by way of throttling is not under dispute, but presence of petitioner being as one of the accomplice is under dispute.

On the other hand, learned Additional Public Prosecutor opposed the prayer and submitted that investigation is going on.

In the aforesaid facts and circumstances of the case, petitioner Jamun Sahni is directed to be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Samastipur in connection with Mohiuddinagar P. S. Case No.07 of 2014.

Vikash/-

(Aditya Kumar Trivedi, J)

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