

Patna High Court - Orders

Lakhendra Kumar Shahi vs The State Of Bihar on 25 August, 2011

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.14395 of 2011

Lakhendra Kumar Shahi

Versus

The State Of Bihar

4 25-08-2011 Heard learned counsel Sri Pramod Kumar for the petitioner as well as Mr. Siya Sharan, learned Additional Public Prosecutor for the state.

Petitioner is in jail custody since 25.02.2011 in a case, initially, registered under sections-304B/201 of the Indian Penal Code and subsequently, converted into section-302, 201/34 of the Indian Penal Code. The present case was registered on the basis of fardbeyan of the Chowkidar when he found a dead body of young girl lying near a river.

In course of investigation, it came to light that aforesaid dead body was of one, Deep Shikha @ Bholi who alongwith her parents had come to house of the petitioner.

The petitioner was arrested and made his confessional statement disclosing this fact that it was father of the deceased who committed the murder of the deceased as she had illicit relationship with a boy of cobbler caste.

The statement of mother of the petitioner was recorded at paragraph-26 of the case diary in which she stated that in night, she woke up and saw the deceased burning in flame and subsequently, father of the deceased came there and put his leg on the neck of the deceased.

Learned Addl. Public Prosecutor appearing for the state fairly conceded the above-said submissions.

Taking into consideration the aforesaid facts and circumstances as well as submission of the parties, let the petitioner, namely, Lakhendra Kumar Shahi be released on bail on furnishing bail bonds of Rs 10,000/- (ten thousand) with two sureties of the like amount each in connection with Kanti P.S. Case No. 53 of 2011 to the satisfaction of Sub Divisional Judicial Magistrate, West, Muzaffarpur, Distt- Muzaffarpur.

AKV/-

(Hemant Kumar Srivastava,J.)