

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.28455 of 2013**

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1. Munna Kumar, Son of Janki Mahto  
2. Naresh Prasad, Son of Janki Mahto, Both are resident of Mohalla  
Tikulopar, Police Station Bihar, District Nalanda

.... .... Petitioners

Versus

The State Of Bihar

.... .... Opposite Party

=====

**CORAM: HONOURABLE MR. JUSTICE V.N. SINHA**  
**ORAL ORDER**

3      24-12-2013

Heard learned counsel for the petitioners, the State and  
the Informant.

Petitioners are apprehending their arrest in connection  
with a case registered for the offence under Sections 302/34 of the  
Indian Penal Code. Both of them are named in the First  
Information Report. Petitioner no.1 is said to have called the  
deceased whereafter occurrence is said to have taken place in the  
way.

It is submitted on behalf of the petitioner no.1 that  
after the occurrence, on account of fear petitioner no.1 disappeared  
from his house. So far petitioner no.2 is concerned, it is evident  
that he was available in the house, but did not report about the  
manner in which deceased suffered death.

Let petitioners above named surrender in the court  
below within four weeks from the date of receipt/ production of a  
copy of this order in the court below and thereafter petitioner no.2



(Naresh Prasad) be admitted to the privilege of bail on furnishing bail bond of ₹ 5,000/- (₹ Five thousand only) with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Nalanda at Biharsharif in connection with Bihar P.S. Case No. 28 of 2013, subject to the conditions as laid down under Section 438(2) Cr.P.C.

So far petitioner no.1 is concerned, his case should be considered in the light of the statement recorded in paragraphs 21,35,36 of the case diary preferably on the same day.

**(V.N. Sinha, J)**

Arjun/-