

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.7616 of 2015

Arising Out of P.S. Case No. -49 Year- 2014 Thana -NARHAT District- NAWADA

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Gore Singh S/o Kishori Singh R/o Vill- Sahwajpur Sarai, P.S.- Sitamarhi
Dist- Nawada.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance:

For the Petitioner/s : Mr. Shubhesh Pandey, Advocate.

For the Opposite Party/s : Mr. Anil Kumar, APP.

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

3 25-03-2015

Heard both sides.

The petitioner seeks bail in a case under Section 302
and other sections of the Indian Penal Code.

The informant alleged that he along with his brother
was going to purchase a thrasher but his brother began to talk with
an unknown person. The informant came back and saw his brother
in a pool of blood. It is alleged that the injured brother of the
informant disclosed the name of 12 persons and alleged that they
all assaulted him with gun, rifle, iron rod and bat.

It is submitted that no specific allegation is made
against the petitioner. Co-accused Anuj Singh has already been
granted bail vide order passed in Cr. Misc. No. 25183/2014. The
case of the petitioner stands on similar footing. It is further
submitted that the deceased had three injuries, one stitched wound

on left side of forehead, another stitched wound was on right leg and third injury was multiple abrasion on right side anterior. Twelve persons are named in the F.I.R.

On the other hand, learned counsel for the informant submits that during the course of investigation, it has come that it was the petitioner, who called other accused persons, and assaulted the deceased, resulting into the death of Manu Singh, the deceased.

It appears that the informant did not disclose the fact that his brother Manu Singh, the deceased, disclosed the name of the accused persons, who assaulted him. The informant did not disclose the name of any person present in the vicinity. No specific allegation is made against the petitioner and similarly situated co-accused Anuj Singh has already been granted bail.

Considering the facts aforesaid, the above named petitioner is directed to be enlarged 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 Sub-Divisional Judicial Magistrate, Nawada in Narhat (Sitamarhi) P.S. Case No. 49 of 2014.

(Prabhat Kumar Jha, J)

Dilip/-

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