

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.21693 of 2015

Arising Out of PS.Case No. -74 Year- 2011 Thana -DHARHARA District- MUNGER

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Birbal Murmu @ Birbal Murmu @ Panchu Murmu Son of Late Fagu
Murmur resident of village - Matiya Kore, P.S. Belhar, District - Banka
..... Petitioner/s

Versus

The State of Bihar

..... Opposite Party/s

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Appearance:

For the Petitioner/s : Mr. Ajit Kumar Singh
For the Opposite Party/s : Mr. Pranav Kumar (App)

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

2 10-09-2015

Heard both sides.

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

The informant Binod Rai named the petitioner along
with 21 other accused and alleged that Ravindra Yadav and Bhola
Yadav fired killing Narayan Koda and Congress Koda near a
temple. The extremists are also alleged to have fired killing Sunil
Rai and Shivan Rai on the spot and Naresh Rai was severely
injured. It is submitted that no specific allegation is made against
the petitioner. It is also submitted that the petitioner is made
accused in many other cases but, in most of the cases, the
petitioner is not named. Even chargesheet has not been submitted.
On perusal of the record, it appears that the petitioner is, of course,
named in the F.I.R. but no specific allegation of firing is made

against the petitioner. The case of the petitioner stands on the similar footing as that of Jago Yadav, who has already been enlarged on bail vide order passed in Cr. Misc. No. 18966/2012.

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 Additional Sessions Judge III, Munger in Dharhara P.S. Case No. 74 of 2011, corresponding to S. Tr. No. 5 of 2015.

(Prabhat Kumar Jha, J)

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