

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.25588 of 2014

Arising Out of PS.Case No. -50 Year- 2011 Thana -RAJEPUR District-
EASTCHAMPARAN(MOTIHARI)

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1. Radhe @ Radha Kumar @ Sonu, son of Sri Bilash Mahto, Resident of
village- Narayanpur Tola, Nakerdewa P.S.- Rajepur, District- East
Champaran

.... Petitioner

Versus

1. The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Sunil Prasad Singh

For the Opposite Party : Mr. Ganesh Pd. Singh(App)

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

8 10-02-2015 Petitioner is languishing in custody since
18.01.2014 in a case registered for the offences punishable
under Sections 147, 148, 149, 302, 323, 324, 341, 342, 379,
407 of the I.P.C and Section 17 of the Criminal Law
Amendment Act.

It is alleged that 15-20 miscreants entered
into the courtyard of the informant, took out his licensee
D.B.B.L gun and thrashed the father of the informant and slit
his neck. The name of the petitioner sprang up on 19.07.11 on
the confession of co-accused Sanjay Thakur, Dilip Kumar,
Umesh Thakur. Subsequently on 12.10.2011 some of the
witnesses claimed themselves to be eye witness suggested that
Raja Sahni and Sanjay Thakur tied the hands of the father of
the informant, Dilip Sahni and Mahendra Thakur caught hold
of the informant when on the order of Suhag Paswan, Aruniya
Devi slit the neck of the father of the informant. Though

petitioner is alleged to be an associate of the miscreants who entered into the house of the informant along with the miscreants.

It is submitted by learned counsel for the petitioner that Aruniya Devi has been granted bail vide Cr. Misc. No. 1306 of 2012. Co-accused Sanjay Thakur, Dilip Kumar Sah and Umesh Thakur have also been granted bail vide Cr. Misc. No. 13162 of 2012, Cr. Misc. No. 35410 of 2012 and Cr. Misc. No. 172 of 2012.

Considering the fact that name of the petitioner sprang up in the confession of the co-accused at belated stage and others whose name sprang upon confession of co-accused have been granted bail including the person who alleged to have slit the neck of the father of the informant, let the petitioner, above named, 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 learned Judicial Magistrate, 1st Class, East Champaran, Motihari in connection with Rajepur P.S. Case No. 50 of 2011.

Since the petitioner has criminal antecedent, let learned Court below cancel the bail bonds of the petitioner, if the petitioner gets substantially involved in similar nature of offence or defaults for three consecutive occasions during trial.

(Dinesh Kumar Singh, J)

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