

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.44555 of 2014

Arising Out of PS.Case No. -70 Year- 2014 Thana -NAYA RAM NAGAR District- MUNGER

Mithu Kumar @ Hemant Kumar Jha Son of Bijoy Shankar Jha Resident of
Binda Singh Gali, P.S. - Sultanganj, District - Bhagalpur

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

Appearance :

For the State : Md. Mustaque Alam, APP

CORAM: HONOURABLE MR. JUSTICE AMARESH KUMAR LAL
ORAL ORDER

6 08-04-2015 Heard the learned counsel for the petitioner and
the learned A.P.P. for the State.

The petitioner seeks bail in a case for the offence
punishable under Sections 147, 148, 149, 302 and 120B
of the Indian Penal Code and Section 27 of the Arms
Act.

The allegation against the petitioner and four
others is to have shot fire which caused the death of the
husband of the informant

Considering the fact that there is no specific
allegation of overt act against the petitioner and Bikas
Kumar, the servant of the deceased has made statement
under Section 164 of the Code of Criminal Procedure
that Abhijit Kumar shot fire to the deceased, who was
standing outside the Mill and the post mortem report also
discloses that there is one gun shot injury and the
petitioner has no criminal antecedent, the above-named
petitioner is directed to 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 the learned A.C.J.M., Munger, in Nayaram Nagar P. S. Case no. 70 of 2014 *after framing of charge* with the following conditions :

1. One of the bailors will be the close relative of the petitioner.
2. The petitioner will not indulge in similar or in any other offence.
3. The petitioner will be well represented in the court.
4. In case of absence for two consecutive dates or in violation of the terms of the bail, his bail bond will be liable to be cancelled by the court concerned.

(Amaresh Kumar Lal, J)

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