

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.30445 of 2015

Arising Out of PS.Case No. -645 Year- 2005 Thana -BHAGALPUR KOTWALI District-
BHAGALPUR

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Manish Kumar, son of Sri Ramakant Singh, resident of village Jwash, P.S.
Baraihiya, District - Lakhisarai

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Amiya Kunal

For the Opposite Party/s : Mr. Bharat Lal(App)

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CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

2 07-08-2015 Heard learned counsel for the petitioner and
learned counsel for the State.

The petitioner apprehends his arrest in connection
with Kotwali P.S. Case No. 645 of 2005 registered for the
offences punishable under Sections 302 and 201 of the Indian
Penal Code.

Learned counsel for the petitioner submits that
petitioner is not named in the FIR. On the contrary, FIR was
registered taking the name of one Amit Kumar Singh, son of
Ramakant Singh. However, at some stage of the investigation
the petitioner's name was inserted using as alias name and
therefore, he is facing prosecution. It is further submitted that
no incriminating material has been found from the possession
of the petitioner and that admittedly, as per the FIR, the two
boys who had stayed in the hotel were aged about 25-30 years.
However, the petitioner's age is only 16 years. It is

further submitted that the petitioner has no criminal antecedent.

Considering the aforesaid submissions and also the fact that the petitioner has no criminal antecedent, let the petitioner above named, in the event of his arrest or surrender before the Court below within a period of three weeks from the date of receipt/production of a copy of this order, 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 Chief Judicial Magistrate, Bhagalpur in connection with Kotwali P.S. Case No. 645 of 2005, subject to the conditions as laid down under Section 438 (2) of the Cr. P.C.

Jagdish/-

(Anjana Mishra, J)

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