

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.46235 of 2015

Arising Out of PS.Case No. -329 Year- 2014 Thana -VAISHALI District- VAISHALI(HAJIPUR)

1. Amod Rai @ Amod Kumar son of Ram Jatan Rai resident of village
Sahdullahpur, P.S. Bidupur, District Vaishali.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ashok Kumar

For the Opposite Party/s : Mr. P.K. Jha (App)

CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

2 03-11-2015 Heard learned counsel for the petitioner and
learned A.P.P. for the State.

The petitioner apprehends arrest in a case
registered for the offences punishable under sections 302/120(B)
of the Indian Penal Code and Section 27 of the Arms Act.

Case diary in the present case was called for
which has since been received.

Learned counsel for the petitioner submits that
save and except the statement of the informant that when the
husband of the informant was leaving his house, he had told his
wife that he was going with the present petitioner. There is no
cogent material to show that, in fact, the petitioner had
accompanied the deceased at the relevant point of time.

Learned counsel for the States submits that there is no other cogent material in the case diary save and except the statement of the informant in the F.I.R.

Considering the aforementioned facts and circumstances of the case and that other witnesses have stated that six unknown persons chased and shot dead the deceased and also the fact that the petitioner has no criminal antecedent, the petitioner, above named, in the event of arrest or surrender in the court below within four weeks from the date of receipt/production of a copy of this order, shall 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 Chief Judicial Magistrate, Vaishali at Hajipur in connection with Vaishali P.S. Case No 329 of 2014 subject to the conditions as laid down under section 438(2) of the Code of Criminal Procedure, 1973.

(Anjana Mishra, J)

Amin/-

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