

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.48859 of 2014

Arising Out of PS.Case No. -200 Year- 2009 Thana -BIHTA District- PATNA

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Lav Kush Sharma @ Lav Kush Kumar son of Shri Kant Sharma, resident of
village - Babhan Lai, P.S.- Bihata, District – Patna.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Rajendra Singh, Adv.

For the Opposite Party/s : Mr. Binod Kumar No. 3 (App)

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CORAM: HONOURABLE MR. JUSTICE SHIVAJI PANDEY
ORAL ORDER

2 20-02-2015 Heard learned counsel for the petitioner and learned
counsel for the State.

In this case, the petitioner is seeking bail in
connection with Bihta P.S. Case No. 206 of 2009, G.R. No. 1746
of 2009 registered for offences under sections 304(B)/201/34 of
the Indian Penal Code

Allegation has been made against all the accused
persons that victim was married to Rinku Kumar there the inmates
used to torture and ultimately victim's body was found by the side
of River Sone.

The petitioner happens to be brother of the husband
of the victim.

The counsel for the petitioner submits that the

petitioner having no criminal antecedent, is in custody since 10th December 2013.

Looking to the period of custody and relationship, let the petitioner, above named, be released on bail on his furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate, Danapur in connection with Bihta P.S. Case No. 206 of 2009, G.R. No. 1746 of 2009, subject to the condition that (i) one of the bailors shall be a close relative of the petitioner (ii) if the petitioner is found involved in future in similar type of case, the prosecution will be at liberty to make prayer for cancellation of his bail and the court below will pass necessary order, including cancellation of bail and (iii) the petitioner would cooperate the proceeding of the court below. In event of failure to appear on two consecutive dates, the court below will be at liberty to pass the order, including cancellation of bail bonds.

(Shivaji Pandey, J)

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