

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.5362 of 2015

Arising Out of PS.Case No. -64 Year- 2014 Thana -SONBARSA District- SITAMARHI

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Amlesh Kumar @ Amlesh Sahni Son of Kailash Sahani Resident of
Village - Purandaha Rajwara, P.S- Sonbarsa, District - Sitamarhi.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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CORAM: HONOURABLE MR. JUSTICE AMARESH KUMAR LAL
ORAL ORDER

3 27-04-2015

Heard the learned counsel for the petitioner and
the learned A.P.P. for the State.

The petitioner is in custody since 15.9.2014 in
Sonbarsa P.S. Case no. 64 of 2014 for the offence
punishable under Sections 302, 120B/34 of the Indian
Penal Code.

It is submitted that seven persons have been
named in the F.I.R. The petitioner has not been named
in the F.I.R. During investigation his name has appeared
to have seen in the company of the deceased prior to the
occurrence. It is further submitted that from perusal of
the F.I.R. itself, it is apparent that the deceased came to
his house at 11 P.M. and after some time he told that he
was going to attend a feast with 4 to 5 persons. He has
further submitted that during investigation it has come to
light that in the said night between 10 to 11 P.M. the
petitioner was also seen with the deceased. No one has
stated that the petitioner was seen with the deceased
when he went to attend the feast. The petitioner has no
criminal antecedent and there is no allegation of any

overt act against the petitioner.

Learned counsel for the State could not controvert the submission of the learned counsel for the petitioner.

Considering the facts and circumstances of this case, 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 Chief Judicial Magistrate, Sitamarhi in Sonbarsa P.S. Case no. 64 of 2014 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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