

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.23286 of 2015

Arising Out of PS.Case No. -89 Year- 2014 Thana -MATIHANI District- BEGUSARAI

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Amlesh @ Amlesh Kumar @ Vimlesh Kumar @ Vimlesh Singh, S/o
Umesh Singh, R/o Vill. Ramdiri (Nathla Tola) Ramnagar, P.S. Matihari,
District – Begusarai.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA
ORAL ORDER

3 12-08-2015

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

Petitioner is accused in connection with S. Tr. No.
592 of 2014 arising out of Matihani P.S. Case No. 89 of 2014
registered under Section 302/34 of the I.P.C. and under Section 27
of the Arms Act.

Learned counsel appearing on behalf of the
petitioner submits that it would appear from the F.I.R. that while
the son of the informant was talking to anyone on mobile, two
unknown persons came on the Bolero, one of them armed with
pistol shot at the deceased, son of the informant, who died on the
spot. It is further submitted that informant did not disclose the
name of anyone in the F.I.R. Later on, in course of investigation,
in paragraph no.14, Bebi Devi has stated that at the time of
occurrence, this petitioner was present in the Bolero vehicle and

Gudu Singh, in paragraph no.19, also stated that this petitioner was seen in the Bolero vehicle and the deceased was shot fired by one Prince Kumar. It is also submitted that, in fact, petitioner has been made accused in four other cases, due to that reasons, the Police has falsely implicated this petitioner in the present case. It is further submitted that petitioner is in custody since 10.07.2014.

Having considered the facts and circumstances of the case, let the above named petitioner 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 6th Addl. Sessions Judge, Begusarai in connection with S. Tr. No. 592 of 2014 arising out of Matihani P.S. Case No. 89 of 2014. Out of two sureties, one surety must be parent or close relatives of the petitioner.

(Rajendra Kumar Mishra, J.)

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