

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.28537 of 2015

Arising Out of PS.Case No. -110 Year- 2011 Thana -KHAJEKALLAN District- PATNA

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Banti Khan, S/o Late Hasnain Khan, R/o Mohalla - Lodi Katra Banglappar,
P.S. - Khajekala, District - Patna.

.... Petitioner

Versus

The State of Bihar.

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Gautam Kumar Yadav, Advocate

For the Opposite Party/s : Mr. Gulnar Begum(App)

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CORAM: HONOURABLE MR. JUSTICE AMARESH KUMAR LAL
ORAL ORDER

2 10-08-2015 Heard the learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner seeks bail in a case registered for the
offence punishable under Sections 302, 120B/34 of the Indian
Penal Code and Section 27 of the Arms Act.

The allegation is that the named accused including the
petitioner and two others shot fire at the husband of informant
causing his death.

It is submitted that there is no specific allegation of overt
act against the petitioner. In similar facts and circumstances, the
co-accused have been granted bail vide Cr. Misc. No.39004/12
(Annexure-2)

The learned counsel for the State submits that the
petitioner appears to be absconder as the occurrence had taken
place in the year 2011. However, after investigation, charge sheet

has already been submitted and the petitioner has also criminal antecedents.

Considering the facts and circumstances of the case, let the above-named petitioner be released on bail on furnishing bail bond of Rs.10,000/- with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate, Patna City, Patna/court concerned in Khajekalan P.S. Case No.110/2011 after framing of charge 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)

V.K. Pandey/-

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