

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.42746 of 2015

Arising Out of PS.Case No. -105 Year- 2015 Thana -MOKAMAH District- PATNA

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1. Nageshwar Yadav @ Nageshwar Pandey Son of Lutan Yadav resident of
Village Kanhaipur Gahil Asthan, P.S. Mokama District Patna.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Arjun Prasad

For the Opposite Party/s Mr. Pradip Nr.Kumar(App)

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CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

03/ 29.09.2015 Heard learned counsel for the petitioner as well as learned
Addl. Public Prosecutor for the State.

Petitioner is not named in the first information report but it
appears from perusal of the impugned order that in course of
investigation some witnesses claimed to have seen the petitioner
committing the alleged crime.

Learned counsel for the petitioner submits that according to
the prosecution case itself, three FIR named accused opened fire on
the deceased and except the aforesaid allegation no specific overt-act
has been attributed against any person. It is further contended by him
that no doubt, prior to institution of this case, petitioner was made
accused in altogether eight cases but petitioner has already been either
acquitted or allowed bail in almost all the cases which were lodged
due to political rivalry.

Considering the aforesaid facts and circumstances as well as

submissions of the parties, let the petitioner be released on bail on furnishing bail bonds of Rs 10,000/- with two sureties of the like amount each to the satisfaction of Sri R. K. Verma, Judicial Magistrate, Ist Class, Barh/ concerned court in Mokama P.S. Case no. 105/2015.

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(Hemant Kumar Srivastava,J)

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