

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.51983 of 2014

Arising Out of PS.Case No. -7 Year- 2014 Thana -SAMASTIPUR GRP CASE District-
SAMASTIPUR

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Md. Mustafa, Son of Md. Yakub, Resident of Village – Sekh Toli, P.S. –
Samastipur, District – Samastipur.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Deepak Kumar Singh, Advocate.

For the Opposite Party/s : Mr. S.M. Rahman (App)

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR
JHA

ORAL ORDER

2 05-01-2015

Heard both sides.

The petitioner Md. Mustafa seeks bail in Darbhanga
G.R.P. P.S. Case No. 07 of 2014, registered for the offences
punishable under Sections 302 and 394 of the Indian Penal Code.

The informant lodged a case against unknown
alleging therein that his son was traveling in Lichchwi Express but
some unknown criminals robbed him and thereafter killed him.

Learned counsel for the petitioner submits that the
petitioner is not named in the FIR, nothing has been recovered
from the possession of the petitioner. The petitioner was
apprehended by the police and the police forcibly took his
confessional statement. Except the confessional statement there is
no tangible material to show the involvement of the petitioner in

the killing of the informant's son. Co-accused Md. Aashif has already been enlarged on bail vide order passed in Cr. Misc. No. 31604 of 2014.

Learned APP did not dispute the facts.

Having considered the facts aforesaid and the fact that except the confessional statement of the petitioner the police has not collected any tangible material to show the involvement of the petitioner in killing of the informant's son, the petitioner he above named is directed to be enlarged 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 Railway Judicial Magistrate, Samastipur in connection with Darbhanga G.R.P. P.S. Case No. 07 of 2014.

(Prabhat Kumar Jha, J.)

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