

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.28765 of 2015

Arising Out of PS.Case No. -613 Year- 2010 Thana -HAJIPUR District- VAISHALI(HAJIPUR)

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1. Munna @ Nirbhay Kumar Singh@ Nirbhay Singh Son of Shankar Singh
resident of Village - Baijalpur Jamuni, Police Station - Sonpur, District -
Saran.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Shri Madan Jeet Kumar

For the Opposite Party/s : Shri Subash Chandra Mishra(App)

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CORAM: HONOURABLE SHRI JUSTICE DHARNIDHAR JHA
ORAL ORDER

2 05-08-2015

Heard.

The petitioner is not named in the FIR of Hajipur Town
P.S.Case No.613 of 2010 under Sections 394, 411 of the Indian
Penal Code and Sections 25, 26 and 27 of the Arms Act as also
Sections 3 and 4 of the Explosive Substances Act.

The prayer for bail of the petitioner has been rejected by
the learned Additional Sessions Judge-II, Vaishali at Hajipur by
taking into account the period of custody of other accused and
then comparing that of this petitioner with that period. The court is
constraint to observe that such periods could not be considered for
refusing the legitimate prayer of the petitioner. The petitioner is
not named in the FIR and there is no recovery either from him nor
he appears implicated by any witness on account of having been

identified. In addition to the above one Birju @ Birendra has been admitted to bail by a Bench of this Court in Cr.Misc.No.33899 of 2011.

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 CJM, Vaishali at Hajipur in the above noted case.

(Dharnidhar Jha, J)

Saif/-Brajesh

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