

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.41410 of 2015

Arising Out of PS.Case No. -72 Year- 2015 Thana -SURYAGARHA District- LAKHISARAI

Sumit Yadav, Son of Bishuni Yadav, Resident of Village- Kharrah, P.S.:-
Surajgarha, District:- Lakhisarai.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ambika Bhagat

For the Opposite Party/s : Mr. Akbar Ali(App)

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 03-11-2015

Heard learned counsel for the petitioner and the State.

The petitioner seeks bail in a case instituted under
Sections 302, 201 and 120B of the Indian Penal Code.

Allegation against the petitioner is that he is one of the
accused who have caused death of the deceased by throwing him
in the threshing machine.

It has been submitted on behalf of the petitioner that he
has got no criminal antecedent. He is in custody since 6.6.2015.
Chargesheet has been submitted in the present case. There is no
allegation of tampering of evidence against the petitioner.
Informant is not eye witness to the alleged occurrence. As per
prosecution case, no specific allegation has been made against the
petitioner. From perusal of para-21 of the case diary it would
appear that it was an accidental death.

On behalf of the State and the informant, it is submitted
that the petitioner is named in the F.I.R. and has actively
participated in the alleged crime.

Considering the aforesaid facts and circumstances, let the above named petitioner be released on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand only) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Lakhisarai, in connection with Surajgarha P.S. Case no. 72 of 2015.

(Sudhir Singh, J)

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