

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.25449 of 2015

Arising Out of PS.Case No. -18 Year- 2014 Thana -AKBARNAGAR District- BHAGALPUR

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1. Ashok Das @ Ashok Ravidas Son of Daso Ravidas, resdient of Village- Karahariya, P.S. Bath, District- Bhagalpur.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Rajive Ranjan Singh

For the Opposite Party/s : Mr. Arun Kr.Panday(App)

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CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN SHARMA
ORAL ORDER

3 08-10-2015 Heard learned counsel for the petitioner and learned A.P.P. representing the State.

Petitioner seeks bail in connection with Akbar Nagar P.S. Case No. 18 of 2014 registered for the offences punishable under Sections 302, 34 of the Indian Penal Code.

The allegation against he petitioner is that he took away Krishna @ Sunil Das, son of the informant and thereafter the son of the informant was brought dead in the ambulance and it is stated that petitioner along with others had killed her son.

Submission is of false implication and that only on suspicion he has been implicated, there is no direct evidence. After completing investigating, chargesheet has been submitted under Section 306 of the Indian Penal Code against the petitioner and the petitioner is suffering in custody since 03.02.2015, having no

criminal antecedent. There is no chance of tampering with prosecution evidence and as such the petitioner deserves sympathetic consideration.

Learned A.P.P. does not oppose the prayer of bail.

In the facts and circumstances stated above, as chargesheet has already been submitted under Section 306 of the Indian Penal Code against the petitioner and there is no chance of tampering with prosecution evidence and, as such, the petitioner above named is directed to be released on bail on execution of bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the Learned Chief Judicial Magistrate, Bhagalpur arising out of Akbarnagar P.S. Case No. 18 of 2014 subject to the conditions that one of the bailors must be near relative and another having sufficient immovable property within the territorial jurisdiction of the court concerned and the petitioner shall remain present on each and every date during trial and the default on two consecutive dates on his part without any reason shall disentitle the petitioner from privilege of bail.

(Jitendra Mohan Sharma, J)

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