

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.24805 of 2015

Arising Out of PS.Case No. -88 Year- 2014 Thana -DHANSOI District- BUXAR

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1. Jitendra Singh @ Loha Singh Son of Late Basudeo Singh resident of
village - Samahuta, P.S. Dhansoi, District - Buxar

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sada Nand Ray, Advocate

For the Opposite Party/s : Mr. R.P.S Singh (App)

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR
SINGH
ORAL ORDER

2 08-07-2015

Heard learned counsel for the petitioner and the
State.

The petitioner is apprehending his arrest in a
case registered for the offences punishable under Sections
302/34 of the Indian Penal Code and 27 of the Arms Act.

It is alleged that four persons (three named and
one unknown) came on motorcycle and on the order of co-
accused Awadhesh Singh, co-accused Tunna Singh fired
with country made pistol on the chest of Surendra Singh
and when the informant and others tried to catch the
accused then accused Dhiraj Singh again fired on the
head of the victim, who died on the spot. The motive for
occurrence is some scuffle between the co-accused
Surendra Singh and Tunna Sing.

It is submitted by the learned counsel for the

petitioner that accusation of firing is not against the petitioner. Statement has been made in para-3 of the petition that petitioner has no criminal antecedent. Awadhesh Singh, the order giver has been granted anticipatory bail vide Cr. Misc. No. 47213 of 2014 on the ground of alibi of his being present in the college on the alleged date of occurrence.

Considering the aforesaid facts, let the above named petitioner be released on bail in the event of his arrest or surrender before the learned court below within a period of twelve weeks from today, on furnishing bail bonds of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate, Ist Class, Buxar in connection with Dhansoi P.S. Case No. 88 of 2014, subject to conditions as laid down under Section 438(2) of the Indian Penal Code.

The bail bond of the petitioner shall be accepted by the learned court below on filing affidavit to the effect that he will cooperate during investigation. The said affidavit will be transmitted to the concerned I.O. The non-cooperation in the investigation will give liberty to the learned court below to cancel the bail bond of the petitioner.

(Dinesh Kumar Singh, J)

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