

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.2142 of 2015

Arising Out of PS.Case No. -120 Year- 2014 Thana -NAWINAGAR District- AURANGABAD

1. Laukesh Ram @ Lavkesh Ram Son of Ram Pravesh Ram Resident of
vill-Chandragarh,P.S-Nabinagar,Distt.-Aurangabad Petitioner

Versus

1. The State of Bihar Opposite Party

Appearance :

For the Petitioner : Mr. Bhaskar Shankar, Adv.

For the Opposite Party : Mr. Murlidhar (App)

CORAM: HONOURABLE MR. JUSTICE GOPAL PRASAD
ORAL ORDER

3 04-03-2015

Heard learned counsel for the petitioner and the
State.

This is a petition for grant of regular bail for
offence under Sections 302 and 201/34 of the Penal Code.

The only material against the petitioner that the
victim was seen along with Laukesh Ram, the petitioner, and the
victim as found dead at about 06.00 A.M. However, there is no
direct evidence and the case hinges on circumstantial evidence.
The learned counsel for the petitioner submits that in paragraph 19
of the case diary there is confessional statement of Ganauri
admitting his guilt. However, the said evidence is inadmissible in
law in view of the statement before the police in custody.

Hence, having regard to the facts and
circumstances of the case that there is no direct evidence against
the petitioner and only circumstance is of last seen, the petitioner,
above named, is directed to be released on bail on furnishing bail
bond of Rs.10,000/- (rupees ten thousand) with two sureties of the
like amount each in connection with **Nabinagar P.S. Case No.
120 of 2014** to the satisfaction of the **Chief Judicial Magistrate,
Aurangabad.**

(Gopal Prasad, J)

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