

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.51494 of 2014

Arising Out of PS.Case No. -2 Year- 2006 Thana -RAFIGANJ District- AURANGABAD

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1. Bhola Yadav S/o Munarik Yadav R/o village - Labhari, P.S. Rafiganj,
district - Aurangabad

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Lal Bahadur Singh

For the Opposite Party/s : Mr. Binod Kr. 2(App)

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**CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN
SHARMA**
ORAL ORDER

2 03-03-2015 Heard the learned counsel for the petitioner as well as
the learned A.P.P.

The petitioner seeks bail in a case for the offences
punishable under sections 307, 399, 402 and 353 of the I.P.C and
section 150 of Railway Act.

At the very out set it has been submitted that in this
case similarly situated co-accused Bharat Yadav has already been
allowed bail vide order dated 08.10.2010 passed in Cr. Misc. No.
37188 of 2010 vide Annexure-2 and further Ramesh Yadav has
been allowed bail vide Cr. Misc. No. 41049 of 2010 by order
dated 14.03.2011 by another Benches of this Court and name of
the petitioner does not appear in the FIR and he has been
implicated on the basis of suspicion and he does not bear the

criminal antecedent. Without any cogent and legal evidence he is suffering in custody since 26.03.2014.

In the facts and circumstances as stated above, the petitioner is directed to 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 the Additional District & Sessions Judge-III, Aurangabad in Rafiganj P.S. Case No. 02 of 2006, subject to the conditions that one of the bailors must be a 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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