

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.9396 of 2015

Arising Out of PS.Case No. -217 Year- 2014 Thana -GAURICHAK District- PATNA

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Vilat Singh @ Bilat Singh Son of Late Lakhan Singh resident of Mohalla -
Manikpur, P.S. Pandarak, District - Patna

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance:

For the Petitioner/s : Mr. Rakesh Singh, Advocate.

For the Opposite Party/s : Mr. Uday Chandra Pd., A.P.P.

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

3 01-04-2015

Heard both sides.

The petitioner seeks bail in a case under Section 302
and other sections of the Indian Penal Code.

The wife of the deceased lodged the case and
disclosed that she came to know on enquiry that Chintu Singh,
Vishnu Kumar, Manjit Singh and Jai Singh killed her husband.

It is submitted that the brother of the deceased was
present at the time of institution of the case but he did not make
any statement. Amarnath Singh, brother of the deceased, made
statement under Section 164 of the Code of Criminal Procedure on
04.09.2014 and disclosed that the petitioner along with other
accused persons was seen accompanying the deceased on the date
of occurrence.

It appears that neither the informant nor Amarnath

Singh, brother of the deceased, is an eye witness of the occurrence. Name of the petitioner figured in the case after two weeks of the occurrence, that too, in the statement of the brother of the deceased recorded under Section 164 Cr.P.C. and he simply stated that the petitioner was in the company of the deceased on the date of occurrence.

Considering the facts aforesaid, the above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of Sri Sanjay Kumar IV, Judicial Magistrate, 1st Class, Patna City, District Patna in Gourichak P.S. Case No. 217/2014.

(Prabhat Kumar Jha, J)

Dilip/-

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