

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.42729 of 2015

Arising Out of PS.Case No. -28 Year- 2014 Thana -SUPAUL District- SUPAUL

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1. Uday Kumar @ Uday Mishra S/o Late Panchanand Mishra Resident of
Village - Birpur, P.S. - Birpur, District - Supaul.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Binit Kumar

For the Opposite Party/s : Mr. Umesh Lal Verma (App)

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR
JHA
ORAL ORDER

3 07-12-2015 Heard both sides.

The petitioner apprehends his arrest in a case under
Section 304 of the Indian Penal Code.

The informant alleged that drainage was being
constructed under the scheme of Chief Minister Urban
Development Scheme. Earth was dug but there was no progress in
the construction of drainage. The daughter of the informant drown
in the water logging in drainage.

It is submitted that petitioner is a contractor. There
was no negligence on the part of the petitioner. The petitioner was
not event present there and he was doing the work of contract
under the scheme according to payment made by the Government.
Similarly situated accused Subodh Kumar Roy has already been

enlarged on anticipatory bail.

Considering the facts aforesaid and the nature of allegations made against the petitioner, the above named petitioner, in the event of his arrest or surrender before the learned court below within a period of four weeks from the date of receipt / production of a copy of this order, 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 the learned Chief Judicial Magistrate, Supaul in Supaul P.S. Case No. 28 of 2014, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Jha, J)

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