

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.19297 of 2016

Arising Out of PS.Case No. -294 Year- 2014 Thana -TEKARI District- GAYA

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Futu Kumar, son of Anil Sharma, resident of village- Purna, Police Station-
Tekari, District- Gaya.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Manish Kumar No-2

For the Opposite Party/s : Mr. Ram Shankar Das(App)

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**CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA**

ORAL ORDER

2 05-05-2016 Heard learned counsel for the petitioner and the

learned A.P.P. for the State.

The petitioner is accused in connection with Tekari
P.S. Case No. 294 of 2014, registered under Section 147, 148,
149, 341, 323, 325, 307, 302 and 504 of the Indian Penal Code
and Section 3(2)(v) of the SC/ST Act.

The accusation is that in course of returning of father
of the informant, after filing the nomination paper for PACS
Election, in the way, seven persons named in the F.I.R.,
including the petitioner caught hold him and assaulted him
through fists, slaps, sticks and also from butt of the country made
pistol in which he sustained injuries and died.

Learned counsel for the petitioner submits that it
would appear from the F.I.R. that informant is not the eye-

witness of the occurrence. Further submission is that there is general and omnibus allegation against the petitioner to cause injury through fists, slaps, stick and butt of the pistol. Further submission is that similarly situated co-accused Chhote Sharma @ Chotu Sharma @ Gautam and Uday Shankar Sharma @ Uday Sharma @ Uday Giri and Satyendra Sharma have already been granted privilege of bail by a co-ordinate Bench of this Court vide order dated 01.12.2015 passed in Criminal Misc. No. 43803 of 2015 and 13.01.2016 passed in Criminal Misc. No. 52712 of 2015, respectively.

Having regard to the facts and the circumstances of the case, 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 to the satisfaction of Sri Kumar Gunjan, Judicial Magistrate, 1st Class, Gaya in connection with Tekari P.S. Case No. 294 of 2014.

(Rajendra Kumar Mishra, J)

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