

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.32294 of 2016

Arising Out of PS.Case No. -274 Year- 2015 Thana -KOTWALI District- MUNGER

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1. Uttam Mishra @ Dipak Mishra @ Sagar Mishra Son of Pankaj Mishra,
resident of Village- Basgarha, P.S- Basudeopur, O.P. (Kotwali) District-
Munger.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Dharendra Nath Jha

For the Opposite Party/s : Mr. Smt. Asha Devi

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 21-09-2016 Heard learned counsel for the petitioner and the State.

The petitioner is in custody in a case registered under
Section 302/34 of the Indian Penal Code.

It is alleged by the informant that on 12.12.2015 at
about 6.30 A.M. his son Manoj Kumar Rajak went to fetch milk
and when he reached at a distance of 400-500 meters away from
his house, some unidentified criminals shot 3 bullets on him and
thereby he died in the way to hospital.

It has been submitted on behalf of the petitioner that the
petitioner is in custody since 18.01.2016. Charge sheet has been
submitted in the present case. There is no allegation of tampering
with the witnesses alleged against the petitioner. The petitioner is
not named in the FIR. The name of the petitioner has come in the

confessional statement of co-accused. Except that there is no other material to suggest the implication of the petitioner in the present case. Other co-accused has been granted anticipatory bail by a co-ordinate bench of this Court on 19.07.2016 in Cr. Misc. No.24669 of 2016.

On behalf of the State, it is submitted that the petitioner is not named in the FIR.

Considering the aforesaid facts and circumstances of the case, let, above named petitioner, 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 learned C.J.M., Munger in connection with Kotwali P.S.Case No.274 of 2015.

(Sudhir Singh, J)

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