

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.43915 of 2016

Arising Out of PS.Case No. -29 Year- 2016 Thana -DEO District- AURANGABAD

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1. Pappu Kumar @ Pappu @ Navin Kumar Son of Janardhan Yadav
Resident of Village- Vishrampur, P.S.- Deo, Distt- Aurangabad.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sanjay Kumar Sharma
For the State Mr. Yogendra Kumar
For the informant Mr. Jagjit Roshan

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CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

04/ 23.12.2016 Heard learned counsel for the petitioner as well as learned
Addl. Public Prosecutor for the State assisted by learned counsel for
the informant.

Petitioner seeks bail in a case registered under section 302
and other minor sections of the Indian Penal Code and 27 of the Arms
Act as well as section 17 C.L.A. Act.

Petitioner is not named in the first information report and it
is alleged that two known and seven unknown persons came and made
indiscriminate firings by AK 47 as a result whereof Manoj Singh died
on the spot. However, in course of investigation, one Nandlal Bhuiyan
was arrested and made his confessional statement disclosing the
involvement of the petitioner. Subsequently, some witnesses also
stated that this petitioner was involved in the present crime and, as a
matter of fact, he had played the role of spy.



Petitioner is in jail custody since 24.6.2016 and even if the prosecution story assumed to be true, then also, it is admitted case of the prosecution that the petitioner had not participated in the actual killing of the deceased. Petitioner does not have any criminal antecedent.

Accordingly, petitioner is directed to be released on bail on furnishing bail bonds of Rs 10,000/- with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Aurangabad in Deo P.S. Case no. 29/2016.

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(Hemant Kumar Srivastava,J)

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