

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.21047 of 2016**

Arising Out of PS.Case No. -263 Year- 2015 Thana -LAHERIMUHALLA District- NALANDA  
(BIHARSHARIFF)

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1. Md. Lalla Son of Md. Kaishar @Md. Kaishar Mian Resident of Mohalla-  
Gagan Diwan, PS Laheri, District Nalanda.

.... .... Petitioner/s

Versus

1. The State of Bihar

.... .... Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Rajive Ranjan Singh

For the Opposite Party/s : Mr. Bhanu Pratap Singh (App)

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**CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR**  
**SRIVASTAVA**  
**ORAL ORDER**

2      20-05-2016                      Heard learned counsel for the petitioner as well as  
  
learned Additional Public Prosecutor for the State.

Petitioner is in jail custody since 12.10.2015 in a case  
registered under section 302/34 of the Indian Penal Code.

Altogether seven persons including the petitioner are  
named in the first information report on the accusation that on the  
alleged date of occurrence, they took the deceased from his house  
and, later on, his dead body was recovered. According to the  
prosecution case, none has seen the actual killing of the deceased  
and, therefore, even if the prosecution story is assumed to be true,  
then also, it is a case of last seen. Moreover, charge sheet against  
the petitioner has already been submitted.

Accordingly, let the petitioner, above named, be released on bail on furnishing bail bonds of Rs. 10,000/- with two sureties of the like amount each to the satisfaction of learned 2<sup>nd</sup> Additional Sessions Judge, Nalanda, Bihar Sharif, District-Nalanda, in connection with Session trial no. 157 of 2016 arising out of Lehari P.S. Case No. 263 of 2015 (G.R. No. 3895 of 2015).

**(Hemant Kumar Srivastava, J)**

N.K/-

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