

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.31155 of 2016

Arising Out of PS.Case No. -312 Year- 2012 Thana -DIHRINAGAR District- SASARAM
(ROHTAS)

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Rakesh Kumar Sah @ Don @ Rakesh Sah S/o Vashisth Sah, resident of
Village- Maheshpur, P.S.- Karagahar, District- Rohtas.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Bhaskar Shankar

For the Opposite Party/s : Mr. Kanhaiya Kishore

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 16-09-2016 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner is languishing in custody in connection
with S. Tr. No.100 of 2016, arising out of Dehri P.S. Case No.
312 of 2012 for the offences instituted under Sections 302,
120(B)/34 of the Indian Penal Code and Section 27 of the Arms
Act.

The allegation against the accused persons is of
committing firearm injury on the head of the deceased, due to
which, he succumbed to the injury.

It has been submitted on behalf of the petitioner that the
petitioner is in custody since 07.12.2015. The charge sheet has
been submitted in the present case. There is no allegation of

tampering of witnesses alleged against the petitioner. The petitioner is not named in the First Information Report. He has been made accused on the basis of secret information. There is no eyewitness to the alleged occurrence nor there is any circumstantial evidence to suggest his implication in the present case.

On behalf of the state it has been submitted that the petitioner is not named in the F.I.R.

Considering the aforesaid facts and circumstances, let the petitioner above named, 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 the learned 3rd Additional Sessions Judge, Rohtas at Sasaram, in connection with S. Tr. No.100 of 2016, arising out of Dehri P.S. Case No. 312 of 2012.

(Sudhir Singh, J.)

Amit/-

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