

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.46388 of 2015

Arising Out of PS.Case No. -118 Year- 2014 Thana -CHARIABARIYARPUR District-
BEGUSARAI

=====

Vijay Kumar @ Vijay Mahton S/O Kailash Mahton, R/o Vill.- Patelia
Dera, Kumbhi, P.S.- Cheriya Bariyarpur, Dist.- Begusarai

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

=====

Appearance :

For the Petitioner : Mr. Rajkumar Rajesh, Advocate
For the Opposite Party : Mr. Nand Kumar, APP

=====

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

4 04-02-2016 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner is apprehending his arrest in connection
with Bariyapur P.S. Case No. 118 of 2014 for the offences
instituted under Sections 302/34 of the Indian Penal Code.

As per prosecution case, it is a case of murder of
informant's son by the accused persons.

It has been submitted on behalf of the petitioner that the
petitioner has got no criminal antecedent. Specific allegation of
firing upon the deceased is against one Nagmani Mahto. Petitioner
is not named in the FIR. Subsequently, the name of the petitioner
has come on the basis of a confessional statement of a co-accused.
Informant is not an eye witness to the alleged occurrence but still

he has not named the petitioner.

On behalf of the State, it has been submitted that the petitioner is not named in the FIR but his name has come in course of the investigation.

Considering the aforesaid facts and circumstances, let the petitioner above named, be released on bail in the event of his arrest or surrender before the learned court below within a period of six weeks from today in connection with Bariyarpur P.S. Case No. 118 of 2014 on furnishing bail bond of Rs.10,000/-(Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned CJM, Begusarai, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

B.Kr./-

U		T	
---	--	---	--