

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.5123 of 2016

Arising Out of PS.Case No. -118 Year- 2013 Thana -RAGHUNATHPUR District- SIWAN

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1. Kamleshwar Singh Son of Late Makuni Singh
2. Chandan Singh Son of Laxman Singh
3. Rakesh Singh Son of Kameshwar Singh All residents of village -
Sonbarsa, P.S. Bairiya, District - Baliya (U.P.)

.... Petitioners

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioners : Mr. Dinendra Pandey, Advocate.

For the Opposite Party : Mr. Amitesh Kumar(App)

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CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

2 12-02-2016 Heard learned counsel for the petitioners as well as the

learned Additional Public Prosecutor for the State.

At the very outset, it is pointed out on behalf of the petitioners that petitioner no. 1 has already been granted privilege of bail by the learned court below under Section 167 (2) of the Cr.P.C. and so far as rest two petitioners are concerned, they are not named in the FIR, but in course of investigation it came to light that a quarrel had taken place between the deceased and others including aforesaid petitioners and in that quarrel co-accused Sanjay Singh opened fire on the deceased as a result thereafter the deceased died.

Considering the aforesaid facts as well as taking note of

the materials mentioned by the learned court below in impugned order, let petitioner nos. 2 namely Chandan Singh and petitioner no. 3 namely Rakesh Singh are directed to be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten Thousand) each with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Siwan in Raghunathpur P.S. Case No. 118 of 2013.

So far as petitioner no. 1 namely Kamleshwar Singh is concerned, his prayer for bail stands dismissed being infructuous.

(Hemant Kumar Srivastava, J.)

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