

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.15593 of 2016

Arising Out of PS.Case No. -393 Year- 2014 Thana -BIHPUR District- BHAGALPUR

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1. TAPAN CHOUDHARY @ ANAND KUMAR @ TAPAN
CHAUDHURI S/o Late Pashupati Choudhary R/o Maujamabad, P.S.
Bihpur (Bhawanipur), District- Bhagalpur.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Awadhesh Kumar

For the Opposite Party/s Mr. Anuradha Singh(App)

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CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

02/ 19.04.2016 Heard learned counsel for the petitioner as well as learned
Addl. Public Prosecutor for the State.

Petitioner seeks bail in a case registered under section
302/34 of the Indian Penal Code.

Petitioner is named in the first information report but the
informant gave the name of the petitioner and two others only on the
basis of suspicion because allegedly, petitioner and two others
demanded extortion money from the deceased prior to the alleged
occurrence. Furthermore, according to the prosecution case itself,
informant had seen the person who was fleeing from the place of
occurrence but she does not claim that it was the petitioner who was
fleeing from the place of occurrence.

Considering the aforesaid facts and circumstances as well as
submissions of the parties and also keeping in mind that none of the

prosecution witnesses claims to have seen the petitioner committing the alleged crime, let the petitioner be released on bail on furnishing bail bonds of Rs 10,000/- with two sureties of the like amount each to the satisfaction of Addl. Sessions Judge IV, Naugachia, Bhagalpur in Sessions Trial no. 194/2016 arising out of Bihpur Bhawanipur P.S. Case no. 393/2014.



(Hemant Kumar Srivastava,J)

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