

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.17210 of 2016

Arising Out of PS.Case No. -424 Year- 2013 Thana -SAHARSA District- SAHARSA

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1. PAPPU @ MD. AFROJ @ MD.PAPPU Son of Md. Ayub resident of
Village Saharsa Basti, Ward no. 38, P.s +District Saharsa.

.... Petitioner

Versus

1. The State of Bihar Opposite Party

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Appearance :

For the Petitioner/s : Mr. Pramod Mishra

For the Opposite Party/s : Mr. Renuka Ratnakar (App)

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CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN SHARMA
ORAL ORDER

4 21-06-2016

Heard learned counsel for the petitioner and learned
counsel representing the State.

The petitioner seeks bail in connection with Saharsa
P.S. Case No. 424 of 2013 registered for the offences punishable
under Sections 302/34 and 120B of the Indian Penal Code.

The petitioner is not named in the first information
report and it appears that the name of the petitioner has come in
the confessional statement of co-accused. It is submitted that
except confessional statement and suspicion there is nothing
against the petitioner and in this case other co-accused namely,
Baski Pandey, Md. Shanawaz and Md. Shamser have already been
allowed bail and as such the petitioner who is suffering in custody
since 30.01.2016 also deserves sympathetic consideration to which
the learned APP fairly submits that other co-accused have been
allowed bail.

In the facts and circumstances stated above, the petitioner above named is directed to be released on bail on execution of bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Saharsa in connection with Saharsa P.S. Case No. 424 of 2013, subject to the conditions that one of the bailors must be a near relative and another having sufficient immovable property within the territorial jurisdiction of the court concerned and the petitioner shall remain present on each and every date during trial and the default on two consecutive dates on his part without any reason shall disentitle the petitioner from privilege of bail.

(Jitendra Mohan Sharma, J)

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