

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.23984 of 2016

Arising Out of PS.Case No. -39 Year- 2013 Thana -SULTANGANJ District- BHAGALPUR

1. Bahira Yadav @ Pinku Yadav @ Pinku Son of Late Grish Yadav,
Resident of village- Shiv Nandpur, P.s.- Sultanganj, District- Bhagalpur

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Ms. Pravina Kumari

For the Opposite Party/s Mr. M.Rab(App)

CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

03/ 15.07.2016 Heard learned counsel for the petitioner as well as learned
Addl. Public Prosecutor for the State.

Petitioner seeks bail in a case registered under sections 302,
328/34 of the Indian Penal Code.

Petitioner and four other FIR named accused took the
deceased from the house and subsequently, it came to light that the
deceased was taking treatment in the hospital but he died. Informant
claims that the petitioner and two others got administered poisonous
substance to the deceased.

Learned counsel for the petitioner submits that none has
seen the actual killing of the deceased nor the informant claims to be
eye-witness of so-called administration of poisonous substance to the
deceased.

It is further submitted that having more or less similar
allegation co-accused Purshottam Yadav has already been granted

privilege of bail whereas petitioner is in jail custody since 23.5.2014.

Considering the aforesaid facts and circumstances as well as submissions of the parties, 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 the Chief Judicial Magistrate, Bhagalpur in Sultanganj P.S. Case no. 39/2013.

(Hemant Kumar Srivastava,J)

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