

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.49167 of 2016

Arising Out of PS.Case No. -403 Year- 2016 Thana -MOHANIA District- BHABHUA (KAIMUR)

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1. Bhanu @ Bhanu Pratap Singh @ Bhanu Shankar Singh, Son of Daya Shankar Singh, Resident of Village- Ward No. 6, place of Kali, Mohania, P.S.- Mohania, District- Kaimur at Bhabua.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Rajani Kant Pandey

For the Opposite Party/s : Mr. Sri Anuj Kumar Srivastava

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 22-12-2016 Heard learned counsel for the petitioner and learned counsel appearing on behalf of the State.

This is an application for grant of regular bail for offences punishable under Sections 302, 34 of the Indian Penal Code and Section 27 of the Arms Act.

It has been submitted on behalf of the petitioner that from perusal of the impugned order, it is apparent that except suspicion nothing has come against the petitioner so as to connect him with the present case. He has been falsely implicated in this case and he has been in judicial custody since 26.08.2016.

Learned A.P.P for the State, also could not controvert the fact that save and except suspicion, there is nothing against the petitioner.



Having heard both sides and in view of the fact that from perusal of the impugned order, it appears that the petitioner's name transpired in this case only on the basis of suspicion and now the charge-sheet has been filed in this case and the petitioner has been in judicial custody since 26.08.2016, let the petitioner above named, be released on bail on furnishing bail bonds of Rs. 10,000 (Rs. Ten Thousand) with two sureties of the like amount each to the satisfaction of learned C.J.M., Kaimur at Bhabhua in connection with Mohania P.S. Case No. 403 of 2016 with the condition that one of the bailors of the petitioner must be a local person, having sufficient immovable property within the jurisdiction of the concerned Court and the petitioner shall fully cooperate with the Trial/investigation as the case may be and shall appear himself, as and when required by the Police/Court and in the event of failure on his part to appear on two consecutive occasions, without assigning any valid reason, his bail bond shall be liable to be cancelled.

(Vinod Kumar Sinha, J)

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