

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.37651 of 2016

Arising Out of PS.Case No. -162 Year- 2015 Thana -ROSERA District- SAMASTIPUR

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1. Raja Rajak @ Raju Rajak, Son of Sri Munna Rajak, Resident of Village-Naryanpur, P.S.- Khodawanpur, District- Begusarai.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ashok Kumar Mishra

For the Opposite Party/s : Mr. Dr. Ajeet Kumar

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CORAM: HONOURABLE MR. JUSTICE KISHORE KUMAR
MANDAL
ORAL ORDER

3 24-11-2016

Heard Mr. A.K. Mishra, learned counsel for the petitioner and
Mr. Dayal, A.P.P. for the State.

The petitioner prays for Anticipatory bail in Rosera P.S. Case
No. 162 of 2015, registered under Sections 302/34 of the Indian Penal Code.

It is stated that upon conclusion of investigation case was
found true under Section 306 I.P.C. For the hanging of the deceased the father
lodged the case against unknown persons. Several weeks thereafter he made
statement, suspecting hands of *Gotia* including the petitioner in the
commission of crime.

It is stated that co-accused Savitri Devi who is aunt of the
deceased has been granted anticipatory bail vide order dated 08.04.2016,
(Annexure-2.) Petitioner has no criminal antecedent. Merely on suspicion
raised several weeks after the occurrence he is suspected as an accused.

Considering the above, I am persuaded to extend him the
privilege of anticipatory bail. In the event of arrest or surrender in the court

below within four weeks, the petitioner above named, is directed to be released on anticipatory bail on furnishing bail bond of Rs. 10,000/-(Ten thousand) with two sureties of the like amount to the satisfaction of learned A.C.J.M., Rosera, Samastipur in connection with Rosera P.S. Case No. 162 of 2015, subject to the condition as laid down under Section 438(2) of the Cr.P.C. with the further following conditions.

(i) One of the bailors shall be the own/close family members of the petitioner.

(ii) In case of framing of charge, the petitioners shall appear in person on each and every date fixed in the court below. In case of default in doing so on two consecutives occasions without any cogent/satisfactory reason, the Trial Court shall have liberty to cancel the bail bond of the petitioners and secure his arrest in accordance with law.

siddharth/-

(Kishore Kumar Mandal, J)

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