

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.51332 of 2015

Arising Out of PS.Case No. -256 Year- 2015 Thana -BHAGALPUR KOTWALI District-
BHAGALPUR

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Ram Pukar Bhagat, son of Late Jagdish Bhagat, resident of Village-
Jamania, Police Station- Parwatta, District- Bhagalpur.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Vikram Singh

For the Opposite Party/s : Mr. R.P.S Singh (App)

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CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

2 25-01-2016 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner apprehends his arrest in connection with
Kotwali (Barari) P.S. Case No. 256 of 2015 registered for the
offences punishable under Sections 364, 302/34 of the Indian
Penal Code.

Learned counsel for the petitioner submits that though
reference has been made to one Fauzi in the first information
report and the petitioner has been attributed to said Fauzi, on
account of which, the present petitioner is facing prosecution but
except “Fauzi” there is no other reference in the FIR about the
petitioner. It is further submitted that admittedly, there is no
allegation regarding any enmity between the petitioner and the
deceased. Even if, the allegation, made in the first information

report, assumed to be true, then also, the only allegation against the said Fauzi is of eating and drinking alongwith the deceased.

Considering the aforesaid facts and circumstances of the case and also the fact that the petitioner has no criminal antecedent as also there is no material in the case diary to connect the petitioner in the present case, let the petitioner above named, in the event of his arrest or surrender before the court below within a period of four weeks from the date of receipt/production of a copy of this order, be enlarged on bail on furnishing bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Bhagalpur in connection with Kotwali (Barari) P.S. Case No. 256 of 2015, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

Jagdish/-

(Anjana Mishra, J)

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