

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.4337 of 2016

Arising Out of PS.Case No. -83 Year- 2014 Thana -KHAIRA District- JAMUI

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1. NASRUDDIN MIAN @ NASRUDDIN Son of Safir Mian Resident of
village - Bichkorwa, P.S. Khaira, District - Jamui

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Satya Prakash Parasar

For the Opposite Party/s : Mr. Amitesh Kumar(App)

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CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

3 26-04-2016 Heard learned counsel for the petitioner and learned
counsel appearing on behalf of the State.

Petitioner apprehends his arrest in Khaira P.S. Case
No. 83 of 2014 registered for the offences punishable under
Sections 302, 201, 120(B)/34 of the Indian Penal Code.

Learned counsel for the petitioner submits that there
is general and omnibus allegation against 11 persons named in the
F.I.R. So far as the petitioner is concerned, his name has been
brought into the case only due to local politics even though the
petitioner has been residing outside the State. It is further
submitted that even if the allegation is taken as a whole it can only
be a case of last seen and there is no eye witness to support the
allegation in the present case.

Learned counsel for the State submits that the victim was found throttled and save and except the fact that the some hearsay witnesses have stated that the petitioner involved in the occurrence, there is no further cogent material in the case diary to support the allegations.

Considering the aforementioned facts and circumstances the nature of allegation made and the petitioner has no criminal antecedent, let the petitioner, 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, is/are directed to be enlarged on bail on furnishing 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, Jamui in connection with Khaira P.S. Case No. 83 of 2014.

(Anjana Mishra, J)

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