

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.19356 of 2017

Arising Out of PS.Case No. -164 Year- 2016 Thana -MADHUBAN District-
EASTCHAMPARAN(MOTIHARI)

=====

Azadi Kumar, s/o Ram Naresh Prasad r/o village Taksari, P.S. Madhuban
District East Champaran.

.... Petitioner

Versus

The State of Bihar.

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Dhannjay Kumar No 2, Advocate

For the Opposite Party : Mr. Braj Kishore Prasad (APP)

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CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN SHARMA
ORAL ORDER

3 28-06-2017 Heard learned counsel for the petitioner and learned
counsel representing the State.

The petitioner seeks bail in connection with
Madhuban P.S Case No. 164 of 2016 registered for the offences
punishable under Sections 307, 387/34 of the Indian Penal Code
and Section 27 of Arms Act.

Two unknown motorcycle borne criminals shot the
nosel man of the patrol pump of the informant thereafter fled
away, due to non-payment of ransom. During investigation the
name of the petitioner transpires in the confessional statement.

Submission is of false implication and that the
petitioner has not been put on T.I.P., he is in custody since
30.11.2016, besides confessional statement of co-accused and the



petitioner there is noting against the petitioner, against the petitioner there are two cases and in both the cases the petitioner is on bail and, as such, the petitioner deserves sympathetic consideration.

Learned A.P.P. submits that the petitioner has also confessed his guilt.

In the facts and circumstances stated above, the petitioner is directed to be released on bail on execution of bail bond of Rs. 10,000/- (ten thousand) with two sureties of like amount each to the satisfaction of learned A.C.J.M., 4th, Motihari East Champaran, in connection with Madhuban P.S. Case No. 164 of 2016, subject to the conditions that one of the bailors must be a near relative and another having sufficient immovable property within the territorial jurisdiction of the Court concerned and the petitioner shall remain present on each and every date during trial and the default on two consecutive dates on his part without any reason shall disentitle the petitioner from privilege of bail.

(Jitendra Mohan Sharma, J.)

Rajiv/-

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