

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.11373 of 2017

Arising Out of PS.Case No. -224 Year- 2016 Thana -HUSAINGANJ District- SIWAN

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Nezamuddin @ Nazmuddin, S/o Abdul Jabbar, Resident of Village- Chhata
Sah Tola, P.S.- Hussainganj, District- Siwan.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Gajendra Kumar Singh
For the Opposite Party/s : Mr. Sri Matloob Rab

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

4 19-04-2017 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

Petitioner is languishing in custody for the offences
punishable under Section 302/34 of the Indian Penal Code.

The petitioner and co-accused Mazluddin are alleged
to have caused death to the husband of the informant by giving
dagger blow.

Submission of the petitioner is that, in fact,
informant is not eye witness of the occurrence because the accused
persons themselves carried the victim for treatment and after death
brought the dead body to the house. Moreover, the postmortem
report would reveal that only single injury was found at the chest
of the deceased and no other eye witness has supported the



allegation rather accusation is concocted one due to land dispute between two agnates.

Considering the aforesaid facts, let petitioner, above named, 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 learned C.J.M., Siwan/Successor Court, in connection with Hussainganj P.S. Case No.224 of 2016, with condition that petitioner shall fully cooperate with the investigation and trial of the case, failing which the Court below shall be at liberty to take steps for cancellation of the bail bonds of the petitioner in this case.

(Birendra Kumar, J)

Arvind/-

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