

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.18008 of 2017

Arising Out of PS.Case No. -329 Year- 2016 Thana -BELHAR District- BANKA

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Amarjeet Yadav @ Amarjit, Son of Krishnadeo Yadav, Resident of
Village -Amgarwa, P.S. Belhar, District: Banka.

.... Petitioner

Versus

The State of Bihar.

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Shree Niwas Singh, Advocate

For the Opposite Party : Smt Indu Kumari Srivastava (APP)

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CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN SHARMA
ORAL ORDER

3 10-05-2017 Heard learned counsel for the petitioner and learned
counsel representing the State.

The petitioner seeks bail in connection with Belhar
P.S. Case No. 329 of 2016 registered for the offence punishable
under Section 302/34 of the Indian Penal Code and Section 27 of
Arms Act.

Allegedly, some unknown persons shot the son-in-
law Abinash Kumar to death, during investigation seizure list
witness Abhishekh Kumar has stated in his statement that
informant has come there and further another witness named the
petitioner also regarding his involvement in the crime.

Submission is of false implication and that the further
statement of the informant appears not reliable and it reveals that
after consultation they have implicated the petitioner. In this case



co-accused Pramila Devi and Brajesh Yadav have already been allowed bail vide Cr. Misc. No. 3541 of 2017 and the petitioner is suffering in custody since 13.01.2017 and, as such, the petitioner deserves sympathetic consideration.

Learned A.P.P. submits that during investigation all the witnesses have taken the name of the petitioner also.

In the facts and circumstances stated above, considering that chargesheet has already been submitted and there is no chance of tampering with the prosecution evidence, 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 Sub Judge-III-cum-A.C.J.M.-II, Banka, in connection with Belhar P.S. Case No. 329 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.)

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