

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.42350 of 2017

Arising Out of PS.Case No. -159 Year- 2015 Thana -SIKANDARA District- JAMUI

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1. Chandan Mistry Son of Bano Mistry, R/o Village- Kurhadih, P.S.-
Sikandra, District- Jamui.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Amardeep

For the Opposite Party/s : Mr. Sri Sanjay Kumar Tiwary 1

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 12-09-2017 Heard the parties.

The petitioner seeks regular bail in connection with
Sikandra P.S.Case No.159 of 2015 , registered for offences
punishable under Sections 302/34 of the Indian Penal Code.

The case is under Section 302 of the IPC. The
petitioner is not named in the FIR and later on his name transpired
during the course of investigation on self-confession of the
petitioner.

Submission of the learned counsel for the petitioner is
that the petitioner has been falsely implicated in this case and there
is nothing available except self-confession of the petitioner, which
is not admissible in the law and the other co-accused persons
having similar allegation have already been granted bail by this



Hon'ble Court vide order dated 22.3.2017 passed in Cr. Misc. No.7156 of 2017 and order dated 22.3.2017 passed in Cr. Misc. No.10893 of 2017. The petitioner is in custody for about nine months

Heard learned A.P.P. also.

Having heard both sides and in view of the facts and circumstances, as stated above, let the petitioner, above named, be enlarged on bail on furnishing bail bond of Rs.25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of learned A.C.J.M. 2nd, Jamui in connection with Sikandra P.S.Case No.159 of 2015.

With following conditions :

- (i) One of the bailors of the petitioner shall be a local person having sufficient immovable property within the jurisdiction of the concerned court.
- (ii) The petitioner will not induce any witness or tamper with the evidence.
- (iii) The petitioner shall co-operate in disposal of trial and make himself available as and when required by the court. In the event of failure on his part to appear before the court below on two consecutive dates without showing any genuine reason, his bail bond shall be cancelled.

With the aforesaid observation, this application is allowed.

(Vinod Kumar Sinha, J)

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