

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.14016 of 2017

Arising Out of PS.Case No. -306 Year- 2016 Thana -SONEPUR District- SARAN

Rahul Kumar Singh @ Rahul Kumar Son of Gopal Singh Resident of
Village- Govindchak, P.S.- Sonpur, District- Saran.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Manoj Kumar

For the Opposite Party/s : Mr. Sri Abhay Kumar Roy

CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

2 27-03-2017

Heard learned counsel for the petitioner and the

State.

The petitioner apprehends his arrest in Sonpur

P.S. Case No. 306 of 2016 instituted for the offence under Section (s) 302, 201, 34 of the Indian Penal Code.

In the written report, it is alleged that son of the informant went to pacify the altercation going on between some persons. In the meantime, the police came and all the miscreants including the son of the informant fled away. The informant has raised suspicion against this petitioner and other accused persons in committing murder of his son. It is further alleged that one Amit Kumar called his son on telephone.

It is clear from the impugned order of the



learned Sessions Judge that dead body of the son of the informant was recovered from the river and the smell of liquor was coming from the body of the deceased. In the postmortem report, no cause of death was given and Viscera was sent for examination. In the report of the Viscera, it has come that quantity of liquor was found in the body of the deceased.

In this manner, from the written report as well as from the impugned order, it appears that there is no any allegation of overt act against this petitioner.

In the facts and circumstances of the case, the prayer of the petitioner for anticipatory bail is allowed. In the event of surrender/arrest of the petitioner, above named, within six weeks from today in connection with Sonpur P.S. Case No. 306 of 2016, he shall be released on anticipatory bail on furnishing bail bond of Rs. 10,000/-(ten thousand) with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate, Ist, Saran at Chapra, subject to the conditions as laid down under Section 438(2) of Cr.P.C.

(Sanjay Priya, J)

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