

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.53252 of 2016

Arising Out of PS.Case No. -70 Year- 2010 Thana -CHANAN District- BANKA

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1. Devi Yadav Son of Kamal Yadav Resident of Village-Digghivari P.S.
Chahdan (Anandpur) Distt. Banka

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Vibhakar Kumar, Advocate

For the Opposite Party/s : Mr. Ramchandra Sahani, APP

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

5 15-03-2017 Heard learned counsel for the petitioner and
learned Additional Public Prosecutor for the State.

Petitioner is languishing in custody for the
offences punishable under Sections 302/201/379/34 of the Indian
Penal Code.

The informant is not an eyewitness of the occurrence.
However, on receipt of information that his brother Shiv Shankar
Yadav has been murdered she suspected that petitioner and others
have committed the alleged crime.

Submission of the petitioner is that there is no eyewitness,
which is evident from the case-diary. The deceased was a man
having a list of criminal cases. Therefore, he might have been
murdered due to his criminal activity and the petitioner has



falsely been implicated in this case.

Learned Additional Public Prosecutor submits that after perusal of the case-diary it reveals that there is no eyewitness of the occurrence.

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 Chief Judicial Magistrate, Banka/Successor Court, in connection with Chandan (Anandpur) Police Station Case No.70 of 2010.

Mkr./-

(Birendra Kumar, J)

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