

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.51306 of 2016

Arising Out of PS.Case No. -801 Year- 2015 Thana -BETTIAH TOWN District-
WESTCHAMPARAN(BETTIAH)

=====

Aditya Kumar @ Aditya Somya, Son of Binay Narayan Shahi, Resident of
Village Banke Patti, Majhaua, P.S. Choutarva, Bagha, Bettia, District West
Champaran.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Deepak Sahay Jamuar, Advocate.

For the Opposite Party/s : Smt. Sucheta Yadav, APP

=====

CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR
ORAL ORDER

3 06-02-2017 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner apprehends his arrest in connection
with Bettiah Town P.S.Case No. 801 of 2015 instituted under
Sections 307, 326 and 302 of the Indian Penal Code.

The allegation, in brief, is that nephew of the
informant was killed by one Banti Singh by inflicting several
blows of knife leading to his death.

Learned counsel for the petitioner submits that the
F.I.R. is lodged only against Banti Singh and the petitioner is not
named in the F.I.R. and he has been falsely implicated in this case
being the cousin of accused Banti Singh and similarly situated
another co-accused Sant Kumar Rao has been granted anticipatory



bail by a co-ordinate Bench of this Court vide order dated 21.04.2016 passed in Cr. Misc. No. 14595 of 2016.

Considering the aforesaid facts and circumstances, in particular, there appears no allegation against the petitioner in the FIR, so the petitioner, namely, Aditya Kumar @ Aditya Somya, in the event of arrest or surrender before the court below within four weeks from today, be released on bail upon furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Bettiah, West Champaran in connection with Bettiah Town P.S. Case No. 801 of 2015; subject to the conditions laid down under Section 438(2) of the Code of Criminal Procedure, 1973 with a further direction that he shall present before the police or the court below, as the case may be, for assisting in the investigation or trial and in case of failure to appear for two consecutive dates, his bail bond shall be liable to be cancelled.

(Arun Kumar, J)

Sujit/-

U			
---	--	--	--

