

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.7562 of 2017

Arising Out of PS.Case No. -122 Year- 2015 Thana -CHIRAIYA District-
EASTCHAMPARAN(MOTIHARI)

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1. Pintu Tiwari son of Ashok Tiwari Resident of Village - Rashidpur, P.S.
and District - Sheohar.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Dr. Amrendra Kumar, Adv.
: Mr. Md. Anisur Rahman, Adv.
For the Opposite Party/s : Mr. Abhishek Kumar, Adv.

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CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

3 20-04-2017 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

Petitioner is in custody since 19.10.2016 in connection
with Chiraiya P.S. Case No. 122 of 2015 registered under Sections
307/34 and 302 of the Indian Penal Code and Section 27 of the Arms
Act.

Learned counsel for the petitioner has submitted that the
petitioner is innocent and has not committed any offence. In fact, the
petitioner has not been named in the F.I.R. and merely on the basis of
confessional statement of the co-accused, Biswajit Kumar @ Bittu
Tiwari, name of this petitioner has surfaced in this case. Nothing has
been recovered from the conscious possession of the petitioner nor the
petitioner has been put on T.I.P. as yet. The petitioner is rotting in



custody for the last five months. Moreover, co-accused, Bashisht Narayan Tiwary, Surendra Kumar Thakur and Gautam Choudhary @ Sonu Kumar, having more or less similar allegations, have already been granted bail by co-ordinate Benches of this Court in Cr. Misc. No. 10507 of 2017, Cr. Misc. No. 6882 of 2017 and 10954 of 2017, respectively.

Considering the nature of accusation, let the petitioner, above named, be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand rupees only) with two sureties of the like amount each to the satisfaction of the learned A.C.J.M, Sikrahna at Dhaka, East Champaran in connection with Chiraiya P.S. Case No. 122 of 2015.

(Arvind Srivastava, J)

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