

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.5171 of 2017

Arising Out of PS.Case No. -101 Year- 2016 Thana -PUSA District- SAMASTIPUR

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1. Ravi Kumar Choudhary @ Ravi Kumar, Son of Sanjay Choudhary,
Resident of village - Pusa Bazar, P.S. Pusa, District - Samastipur

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Vindhykeshri Kumar
Mr. Dilip Kumar Roy

For the Opposite Party/s : Mr. Smt Renu Kumari

For the opposite party no. 2 : Mr. Vivekanand Vivek.

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 15-02-2017 The petitioner seeks regular bail in connection with Pusa

P.S. Case No. 101 of 2016, registered for offences punishable

under Section 302/34 of the Indian Penal Code.

It has been submitted on behalf of the petitioner that

petitioner's name has surfaced in this case only on the basis of

confessional statement of co-accused and except that there is

nothing against him and also other co-accused on whose statement

petitioner's name has come, has already been granted bail by this

Court vide order dated 13.01.2017 passed in Criminal

Miscellaneous No. 1117 of 2017 and the petitioner has been

languishing in judicial custody since 15.10.2016.

Heard learned A.P.P. and learned counsel for the



informant. Learned counsel for the informant vehemently opposed the prayer for bail, however he could not point out any legal evidence against the petitioner.

Having heard both sides, in view of the fact that petitioner's name transpired on this case only on the basis of confessional statement of co-accused and except that there is nothing against the petitioner and also other co-accused of this case having similar allegation has already been granted regular bail, let the petitioner above named, be released on bail on furnishing bail bonds of Rs. 25,000 (Rs. Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of learned ACJM, Samastipur, in connection with Pusa P.S. Case No. 101 of 2016, subject to the 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 cooperate in the disposal of trial and make himself available as and when required by the court and on the event



of failure on his part to appear before the court below on two consecutive dates without showing any genuine reasons, the prosecution is free to move for cancellation of his bail.

(Vinod Kumar Sinha, J)

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