

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.18385 of 2017

Arising Out of PS.Case No. -579 Year- 2016 Thana -BEGUSARAI TOWN District- BEGUSARAI

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Anand Mohan @ Bhulla, S/o Ramanuj Singh @ Anuj Singh, Resident of
Maheshwara, P.S.- Nawkothe, District- Begusarai.

.... Petitioner

Versus

The State of Bihar.

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Manoj Kumar, Advocate

For the Opposite Party : Mr. Kanhaiya Kishore (APP)

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CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN SHARMA
ORAL ORDER

5 03-07-2017 Heard learned counsel for the petitioner and learned
counsel representing the State.

The petitioner seeks bail in connection with
Begusarai Town (Ratanpur) P.S Case No. 579 of 2016 registered
for the offences punishable under Sections 302, 201/34 of the
Indian Penal Code and Section 27 of the Arms Act.

Allegedly, Rajbardhan Kumar, aged about 20 years
the son of the informant was found dead in maize field and the
police took away the dead body and then the informant and his
villagers identified the dead body at Sadar Hospital and
accordingly the F.I.R. was registered against unknown. During
investigation, the name of the petitioner transpires in the
confessional statement of Rajeev Kumar, vide para 65 of the case



diary, and thereafter the petitioner was apprehended and he is in custody since 20.02.2017.

Submission is of false implication and that besides confessional statement of co-accused made before the police there is no legal and cogent material against him, no one has seen the actual killing and only on the basis of confessional statement, the petitioner is suffering in custody and, as such, the petitioner deserves sympathetic consideration.

Learned A.P.P. after going through the case diary submits that the name of the petitioner has come in the confessional statement of Rajeev Kumar wherein he has been described as one of the assailant.

In the facts and circumstances stated above, considering that besides confessional statement there is no other legal material against the petitioner and, as such, petitioner is directed to be released on bail on execution of bail bond of Rs. 10,000/- (ten thousand) with two sureties of like amount each to the satisfaction of learned Chief Judicial Magistrate, Begusarai, in connection with Begusarai Town (Ratnapur) P.S. Case No. 579 of 2016, subject to the conditions that one of the bailors must be a near relative and another having sufficient immovable property within the territorial jurisdiction of the Court concerned and the petitioner



shall remain present on each and every date during trial and the default on two consecutive dates on his part without any reason shall disentitle the petitioner from privilege of bail.

(Jitendra Mohan Sharma, J.)

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