

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.52826 of 2017

Arising Out of PS.Case No. -123 Year- 2017 Thana -TEGHRA District- BEGUSARAI

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Deepak Singh @ Deepak Kumar Singh Son of Shri Radhey Shyam Singh
Resident of Village - Madhurapur, Dakshinbari Tola, P.S. - Teghra, District
- Begusarai.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

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

For the Opposite Party/s : Mr. Smt. Nirmala Kumari, APP

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CORAM: HONOURABLE MR. JUSTICE MADHURESH PRASAD

ORAL ORDER

2 09-11-2017

Heard learned counsel for the petitioner and learned

APP for the State.

This is a case registered under Sections
302,307,147,148,149,323,447,386,506,341 and 114 of the Indian
Penal Code and 27 of the Arms Act.

Counsel for the petitioner submits that the only
allegation against the petitioner is that he has ordered the others to
fire at one Nandu Kumar but the FIR discloses the murder of
another person namely, Ram Chandra Das who was not even
present at the place of occurrence. He further submits that he has
falsely been implicated in the present case and the specific
allegation of firing is alleged against Bankatesh Sing and Rahul
Kumar. He also submits that though prior to the instant case there



is one case pending against the petitioner which has been disclosed in para 3 of the petition but he is on bail. He further submits that charge-sheet has already been submitted so there is no chance of tampering with the case. He is in custody since 15.07.2017.

In the facts and circumstances of the case, prayer for bail of the petitioner is allowed. Let the petitioner above named be released on bail on his furnishing bonds of Rs 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of Chief Judicial Magistrate, Begusarai in Teghra P.S. Case No. 123 of 2017 subject to the conditions :

- (i) That one of the bailors will be a close relative of the Petitioner who will give an affidavit giving genealogy as to how he is related with the Petitioner. The bailor will also undertake to inform the Court if there is any change in the address of the Petitioner.
- (ii) That the Petitioner will give an undertaking that he will receive the police papers on the given date and be present on date fixed for charge and if he fails to do so on two given dates and delays the trial in any manner, his bail will be liable to be cancelled for reasons of misuse.



- (iii) That the Petitioner will be well represented on each date and if he fails to do so on two consecutive dates, his bail will be liable to be cancelled.

Prakash/-

(Madhuresh Prasad, J)

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