

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.6912 of 2017

Arising Out of PS.Case No. -32 Year- 2016 Thana -HASANGANJ District- KATIHAR

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Budhara @ Sunil Mandal Son of Baudha Mandal Resident of Village-
Pokheria, P.S.- Hasanganj, District- katihar.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Vijay Anand

For the Opposite Party/s : Mr. Anil Kumar Singh-I

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 09-03-2017 Learned counsel for the petitioner is permitted to make

necessary correction at para-18 of the petition, in course of the

day.

Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner seeks bail in a case instituted under
Sections 302/34 of the Indian Penal Code.

The prosecution story in brief, is that while the brother
of the informant namely Sanjay Sah was closing his shop, in the
meantime, two persons came there on motorcycle and shot fire
through pistol at the chest of Sanjay Sah, who died on the spot.

It has been submitted on behalf of the petitioner that the
petitioner is in custody since 21.12.2016. The charge sheet has



been submitted in the present case. The petitioner has got no criminal antecedent. There is no allegation of tampering of witnesses alleged against the petitioner. The petitioner has been named in the F.I.R. merely on the basis of suspicion. There is no other substantive evidence to suggest his implication in the present case. The other co-accused has been granted bail vide Cr. Misc. No. 1594 of 2017 by another co-ordinate Bench of this Court.

On behalf of the state, it has been submitted that the petitioner is named in the F.I.R.

Considering the aforesaid facts and circumstances, let the petitioner above named, be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned C.J.M., Katihar in connection with Hasanganj P.S. Case No. 32 of 2016.

(Sudhir Singh, J)

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