

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.22056 of 2017

Arising Out of PS.Case No. -507 Year- 2015 Thana -SIWAN CITY District- SIWAN

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1. Atullah @ Atiullah Son of Fateh Hussain, Resident of Mohalla- Miska
Toli, P.S. Siwan (T), Sarai O.P., District- Siwan Petitioner

Versus

1. The State of Bihar Opposite Party

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Appearance :

For the Petitioner : Mr. Bijay Prakash Singh, Adv.

For the Opposite Party : Mr. Bharat Lal, APP 15

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

4 12-07-2017 Heard the learned counsel for the petitioner and the
State.

This is a petition for grant of anticipatory bail for
offence under Sections 302, 201, 34 and 120B of the Indian Penal
Code.

According to first information report, co-accused,
Rajesh Kumar, took the son of the informant from his house in
presence of the informant. Later on, dead body of the son of the
informant was noticed and suspicion is that Rajesh Kumar and his
criminal associates have committed the murder.

Submission of the learned counsel for the petitioner
is that the case diary would reveal that there is no material against
the petitioner. Neither any one is eye witness of the occurrence.
The whole suspicion is against Rajesh Kumar. Paragraph 22 of
the case diary would, further, reveal that the deceased was
involved in several cases and his murder might have been
committed during his criminal activities.

Considering the fact that there is no substantial
material against the petitioner to refuse the prayer for anticipatory
bail, let the petitioner, above named, in the event of his arrest or



surrender, within four weeks from the date of receipt of this order, be released on anticipatory bail on furnishing bail bond of Rs.20,000/- (rupees twenty thousand) with two sureties of the like amount each in connection with **Siwan Town P.S. Case No. 507 of 2015** to the satisfaction of the **Chief Judicial Magistrate, Siwan**, or successor Court, subject to the condition laid down under Section 438(2) of the Criminal Procedure Code.

(Birendra Kumar, J)

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