

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.25003 of 2017

Arising Out of PS.Case No. -59 Year- 2005 Thana -KHODABANDPUR District- BEGUSARAI

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1. Md. Azad son of Late Md. Yunus resident of Village - Lohagir, P.S. -
Ujiarpur, District - Samastipur.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Saket Tiwary

For the Opposite Party/s : Mr. Smt. Gulnar Begam

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CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

3 31-08-2017 Heard learned Counsel for the petitioner and learned
Additional Public Prosecutor for the State.

This application, for grant of anticipatory bail, arises
out of Khodawandpur Police Station Case No. 59 of 2005,
disclosing offences under Sections 302/201 of the Indian Penal
Code.

Learned counsel for the petitioner has submitted that
the petitioner is innocent and has not committed any offence. In
fact, the petitioner has not been named in the F.I.R. and merely
on the basis of confessional statement of the co-accused, name
of this petitioner has surfaced in this case. Except confession, no
any cogent material has come against the petitioner during
course of investigation. Hence, the petitioner, who is of clean



antecedent, deserves the privilege of anticipatory bail.

Considering the facts and circumstances of the case, let the petitioner, above named, in the event of his arrest or surrender before the Court below within six weeks, 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 learned Sub-Divisional Judicial Magistrate, Manjhaul, Begusarai, in connection with Khodawandpur Police Station Case No. 59 of 2005, subject to the condition laid down under Section 438 (2) of the Code of Criminal Procedure.

(Arvind Srivastava, J)

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