

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.11710 of 2017

Arising Out of PS.Case No. -337 Year- 2016 Thana -BEGUSARAI TOWN District- BEGUSARAI

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1. Md. Guddu @ Md. Nishad, S/o Alauddin, R/o Vill.- Hazi Subhan, P.S.-
Kotwali Munger, Dist.- Munger.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Kumar Binode Bariar

For the Opposite Party/s : Mr. Sri Sanjay Kumar Sharma

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**CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN
SHARMA**
ORAL ORDER

4 22-05-2017 Heard learned counsel for the petitioner as well as
learned A.P.P. for the State.

The petitioner seeks bail in connection with Begusarai
Town P.S. Case No. 337/2016, registered for the offences
punishable under Sections 302, 120B/34 of the Indian Penal Code
and Section 27 of the Arms Act.

The petitioner is not named in the First Information
Report, wherein specific allegation has been made against co-
accused Saurabh Kumar, who killed the husband of the informant.
During investigation the name of the petitioner transpired in the
confessional statement of the petitioner and other co-accused.

Submission is of false implication and that Om Lal
Kumar Sah, who has confessed, has already been allowed bail,



Bablu Sah, who has also confessed, has also been allowed bail and the petitioner is suffering in custody since 10.11.2016. Charge-sheet has already been submitted and there is no chance of tampering with the prosecution evidence.

Learned A.P.P., on the other hand, submits that the petitioner has got criminal antecedent.

In the facts and circumstances stated above, the petitioner, above named, is directed to be released on bail on execution of bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Begusarai in connection with Begusarai Town P.S. Case No. 337/2016, subject to the conditions that one of the bailors must be 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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