

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.40427 of 2017

Arising Out of PS.Case No. -21 Year- 2015 Thana -BARAHIYA District- LAKHISARAI

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1. Chulbul Singh S/o Uma Singh @ Umesh Singh Resident of Village-
Pachmahala, P.S.-Maranchi, District-Patna.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Parmanand Pd. Nr. Sahi

For the Opposite Party/s : Mr. Sri Panchanand Pandit

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CORAM: HONOURABLE JUSTICE SMT. NILU AGRAWAL
ORAL ORDER

3 06-10-2017 Heard learned counsel for the petitioner and learned
APP for the State.

Petitioner is languishing in judicial custody since
18.05.2017 in connection with Barahiya P.S. Case No. 21 of 2015
for offences punishable under Sections 328, 302/34 of the Indian
Penal Code.

The prosecution case, as lodged by the informant, is
that her husband Krishnandan Singh @ Turanti Singh (deceased)
had gone out of the house on 05.02.2015 but did not return. She
got information that a dead body was lying on the road near the
petrol pump which was identified as deceased. It is further been
alleged that some people said that the petitioner and one Santosh
Singh were going on the road towards Barahiya.

It has been submitted by the learned counsel for the
petitioner that he is innocent, bears no criminal history. The



deceased was a drunkard and due to consumption of poisonous alcohol, he died, which has come in the viscera report of Forensic Science Laboratory. He submits that witnesses are not eye witness to the alleged occurrence and it is only on the suspicion that he has been made accused. He submits that charge-sheet has already been submitted and there is no allegation of tampering with the prosecution witnesses by the petitioner.

However, learned APP for the State opposes the prayer for bail.

Considering the facts and circumstances and the materials on record, let petitioner, above named, be enlarged 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 Chief Judicial Magistrate, Lakhisarai, in connection with Barahiya P.S. Case No. 21 of 2015 subject to the condition that one of the bailors would be a close relative of the petitioner.

(Nilu Agrawal, J)

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