

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.58069 of 2017

Arising Out of PS.Case No. -366 Year- 2017 Thana -ARA NAGAR District- BHOJPUR

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1. Md. Danish Rizwan @ Danish Rizwan, Son of Late Md. Hafeez Raza,
R/o Tari Mohalla, Arah, P.S. Town, District- Bhojpur at Ara.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Lalan Kumar, Advocate

For the Opposite Party/s : Mr. Shyam Kumar Singh, APP

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

2 14-12-2017 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner is in custody in connection with Ara
Town P.S. Case No.366 of 2017, a case under Sections
302/120B/34 of the Indian Penal Code and Section 27 of the Arms
Act.

The F.I.R. named and some unknown persons are
alleged to have fired causing death of Krishna Kumar Singh. The
F.I.R. further disclosed that due to land dispute there is suspicion
against the petitioner of conspiring for the same.

Learned counsel for the petitioner submits that co-
accused Md. Shahid Ali having similar allegation has already been
allowed bail by a coordinate Bench of this Court in Cr. Misc.
No.44504 of 2017 and co-accused Indra Bhan Singh has been
allowed bail in Cr. Misc. No.45527 of 2017 by the same



coordinate Bench.

Learned counsel for the informant opposed the prayer on the ground that since the petitioner has got several criminal cases as his being criminal antecedent, his case is distinguishable from those who have already been granted bail by a coordinate Bench. Moreover, co-accused Chand Mian has confessed before the police that this petitioner had given him money for committing murder of Krishna Kumar Singh. Other witnesses have also stated before the police that this petitioner was seen talking with Chand Mian.

Considering the nature of material against the petitioner and the fact that the petitioner is in custody since 12.07.2017, let the petitioner, above named, be released on bail on furnishing bail bond of Rs.20,000/- (Twenty Thousand) with two sureties of the like amount each to the satisfaction of the learned Court-below where the case is pending in connection with Ara Town Police Station Case No. 366 of 2017, with condition that the petitioner shall fully cooperate with the investigation/trial of the case, failing which the court below shall be at liberty to cancel the bail bond of the petitioner.

(Birendra Kumar, J)

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