

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.7236 of 2018

Arising Out of PS.Case No. -38 Year- 2016 Thana -KOTHIGRAM District- GAYA

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Md. Shakil S/o Gulam Rasul @ Dhanu Wawarchi, R/o Village- New
Karimganj, Road No. 13, P.S.- Civil Line, Distt.- Gaya.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Sanjay Kumar Sharma

For the Opposite Party/s : Mr. Sri Prem Kumar Jha

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CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR
ORAL ORDER

3 15-03-2018 Heard learned Counsel for the petitioner and the State.

Petitioner, already in custody, seeks bail in Kothi PS Case
No. 38 of 2016 (Sessions Trial No. 85 of 2017) registered under
Sections 302, 34, 120(B) of the IPC and Section 27 of the Arms Act.

The allegation in brief is that Shane Ali Khan and Shaukat
Ali shot dead the police officer.

Learned Counsel for the petitioner submits that the petitioner
is not named in the FIR, only material against him is that leading to
his statement two empty cartridges were recovered from the back of
house of Shahid, who too has been admitted to bail by a coordinate
Bench of this Court vide Cr. Misc. No. 27661 of 2017 and the
petitioner is in custody since 6.10.2016.

Having considered the said facts and circumstances, the
petitioner, namely, Md. Shakil is directed to be released on bail on
furnishing bail bonds of Rs. 10,000/- (ten thousand) with two
sureties of the like amount each to the satisfaction of Additional
Sessions Judge VIII, Gaya in connection with Kothi PS Case No. 38
of 2016 (Sessions Trial No. 85 of 2017) with the following
conditions:-.



- (i) One of the bailors must be close family member of the petitioner; and
- (ii) The petitioner shall appear before the trial court on each date and in case of failure to appear on two consecutive dates except because of reasonable cause his bail bonds shall be liable to be cancelled.

(Arun Kumar, J.)

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