

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.3466 of 2018

Arising Out of PS.Case No. -104 Year- 2017 Thana -SIGORI District- PATNA

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Md. Neyaz, Son of Late Md. Wajid Hussain @ Wajid Ansari, Resident of
Village- Makhdumchak, Janpur, P.S.- Sigori, District- Patna.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ashok Kumar Sinha

For the Informant : Mr. Mehboob Ashraf, Adv

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CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL
ORAL ORDER

2 17-01-2018 Heard learned counsel for the petitioner and learned
counsel for the informant.

The petitioner seeks bail in connection with Sigori P.S.
Case no. 104 of 2017 registered under Section 302/34 of the
Indian Penal Code.

Father of the informant is said to have been assaulted
by means of dagger and pistol by the FIR named accused persons
and he succumbed to his injuries on the spot. The petitioner and
other accused persons are said to have obstructed in rushing the
deceased to the hospital.

It is submitted by learned counsel for the petitioner that
the petitioner has been falsely implicated in the case. There is no
specific allegation against the petitioner. No overt act is



attributed to the petitioner. The only allegation against him is of obstructing the deceased in rushing to hospital along with other accused persons. Though as per FIR itself, his father had died on the spot. The petitioner was not present at the time of occurrence at the place of occurrence rather he happens to be teacher and was present in government school, Makhdumchak, Paliganj at that time. The petitioner has been languishing in custody since 11.10.2017.

On the other hand, learned counsel for the informant submits that the petitioner along with other accused persons obstructed the father of the informant in rushing him to the hospital resulting into his death.

In the facts and circumstances of the case, the above named petitioner is directed to be enlarged on bail on furnishing bail bonds of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned Additional Chief Judicial Magistrate-V, Danapur, District-Patna in connection with Sigori P.S. Case no. 104 of 2017.

(Prakash Chandra Jaiswal, J)

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