

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.4846 of 2018

Arising Out of PS.Case No. -159 Year- 2016 Thana -MAJORGANJ District- SITAMARHI

=====

Kanhaiya Singh @ Kanhaiya Kumar Singh, Son of Mahendra Singh,
resident of Village- Narha, P.S.- Majorganj, District- Sitamarhi.

.... Petitioner

Versus

The State of Bihar.

.... Opposite Party

=====

Appearance :

For the Petitioner/s : Mr. Jagjit Roshan

For the Opposite Party/s : Mr. Surendra Prasad Singh

=====

CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL ORDER

2. 02-02-2018

Heard learned counsel for the petitioner and the
learned A.P.P. for the State.

Petitioner, in the present case, is seeking regular
bail in connection with Majorganj P.S. Case No. 159 of 2016
registered for the offence punishable under Sections 302, 34 of
the Indian Penal Code and Section 27 of the Arms Act.

Learned counsel for the petitioner submits that
the petitioner is not named in the F.I.R. The alleged killing has
taken place without there being any identification of the
accused however in course of investigation police has found
that three persons namely, Arbind Singh, Keshav Singh and
Mukesh Singh had caused fire-arm injury to the deceased,
having taken note of this, a co-ordinate Bench of this court has
granted anticipatory bail to some of the co-accused vide Cr.
Misc. No. 40937/2017.



Learned counsel further submits that the present petitioner has been involved in other two cases which were registered against unknown on mere suspicion.

Learned Additional Public Prosecutor is present and accepts the factual position that the co-accused in similar circumstances has been granted bail by this Court.

Considering the facts and circumstances of the case and materials on record, let the petitioner, above named, if not wanted in any other case, be enlarged on bail on furnishing bail bond of Rs. 15,000/- (Rupees fifteen thousand only) with two sureties of the like amount each to the satisfaction of the learned Additional Chief Judicial Magistrate – 1st, Sitamarhi, in connection with Majorganj P.S. Case No. 159 of 2016, subject to condition as laid down under Section 437(3) of the Code of Criminal Procedure and further condition that he will co-operate in course of trial, two regular defaults in putting appearance in the court below, without any plausible reason, will invite cancellation of bail.

(Rajeev Ranjan Prasad, J.)

Rajeev/-

U		T	
---	--	---	--

