

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No 62961 of 2017

Arising Out of PS.Case No. -89 Year- 2013 Thana -KUTUMBA District- AURANGABAD

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Birbal Paswan, S/o Shri Sita Ram Paswan, Resident of Village-
Moharkarma, Post Office- Simri Dhamni, Simri, Nabinagar Road, Police
Station- Mali, District- Aurangabad.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Ms Nivedita Nirvikar, Advocate

For the State : Smt Nirmala Kumari, APP

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CORAM: HONOURABLE MR JUSTICE MADHURESH PRASAD

ORAL ORDER

4 21-02-2018

Heard counsel for the petitioner and the State.

Petitioner seeks bail in a case registered under
Sections 302/34 of Indian Penal Code, Section 27 of Arms Act
and Section 17 of CLA Act.

It is submitted that on the basis of confessional
statement made by one co-accused Binda Singh, the petitioner has
been implicated in this case which has been lodged against
unknown persons regarding murder of two victims. It is submitted
that other than the statement of said Binda Singh, nothing has
come against the petitioner during course of investigation and the
said Binda Singh has already been granted bail by this Court in *Cr
Misc No 4502 of 2015*. In many of the cases referred to in



paragraph 3 of the petition, as pending against the petitioner, he is already on bail. He is in custody in this case since 12.09.2017. Charge sheet has been submitted.

Considering the aforesaid submissions, prayer for bail is allowed. Let the petitioner above named be released on bail on his furnishing bonds of Rs 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of Fast Track Court VII, Aurangabad in Kutumba Police Station Case No 89 of 2013 corresponding to Sessions Trial No 221 of 2015/360 of 2017 subject to the following conditions:

(1) That one of the bailors will be a close relative of the petitioner who will give an affidavit giving genealogy as to how he is related with the petitioner. The bailor will also undertake to inform the Court if there is any change in the address of the petitioner.

(2) That the petitioner will be well represented on each date and if he fails to do so on two consecutive dates, his bail will be liable to be cancelled.

(Madhuresh Prasad, J)

M.E.H./-

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