

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.51919 of 2018

Arising Out of PS. Case No.-404 Year-2018 Thana- BIHTA District- Patna

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Suryadeo Rai @ Surajdeo Rai, Son of Raghunath Rai, R/o Pathlautiya, P.S.-
Bihta, District- Patna.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ghanshyam Tiwary
For the Opposite Party/s : Mr. Smt Pushpa Sinha

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 28-09-2018 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner is apprehending his arrest in a case
registered under Sections 302 and 34 of the Indian Penal Code.

The prosecution case, in short, is that the elder brother
of the informant gone to graze his buffalo and did not return. On
search, his dead body was found in diara.

It has been submitted on behalf of the petitioner that
the petitioner has got no criminal antecedent. There is no
allegation of tampering of witnesses alleged against the
petitioner. The name of the petitioner has transpired in this case
merely on the basis of suspicion. There is no eye witness to the
alleged occurrence. Except for suspicion, there is no other
substantive evidence to suggest the implication of the petitioner



in this case.

On behalf of the State, it is submitted that the petitioner is named in the F.I.R./complaint case.

Considering the aforesaid facts and circumstances, let the petitioner, above named, in the event of arrest/surrender before the learned court below within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned A.C.J.M. -I, Danapur in connection with Bihta P.S. Case No. 404 of 2018, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

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