

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.166 of 2018

Arising Out of PS.Case No. -219 Year- 2017 Thana -ATHMALGOLA District- PATNA

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Ram Murari Singh, Son of Satya Narayan Singh, Resident of Village-
Rampur Dumra, P.S.- Maranchi, District- Patna.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Arun Kumar

For the Opposite Party/s : Mr. Akshay Lal Pandit

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CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL ORDER

2. 12-01-2018

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 Athmalgola P.S. Case No. 219 of 2017
registered for the offence punishable under Sections
302/120(B)/34 of the Indian Penal Code and also under Section 27
of the Arms Act.

The allegation against the petitioner is that he along
with other named accused persons killed the husband of the
informant when he was going to appear as a witness in the murder
case of his son in the Barh Court. The deposition was fixed on 06th
September, 2017 in the morning hour, the named accused persons
along with four unknown persons surrounded the husband of the
informant and fired on the informant's husband which ultimately
proved fatal.



Learned counsel for the petitioner submits that so far as allegation of firing is concerned, it is specifically made against four accused namely Santosh Kumar, Gaurav Kumar, Ranjit Kumar and Shubham Kumar. There is no allegation of firing against this petitioner. The petitioner has been falsely implicated in the present case only because he had been an accused in the case stated in paragraph-3 of the application.

Learned counsel for the State submits that this petitioner was involved in conspiracy even though the specific allegation are against the four accused named by the informant and this petitioner is not said to have fired.

Considering the facts and circumstances of the case and materials on record in which petitioner is not said to have fired, let the petitioner, above named, 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, Barh, Patna, in connection with Athmalgola P.S. Case No. 219 of 2017, subject to condition as laid down under Section 437(3) of the Code of Criminal Procedure.

(Rajeev Ranjan Prasad, J.)

Rajeev/-

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