

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.71894 of 2018

Arising Out of PS. Case No.-54 Year-2018 Thana- FATEHPUR District- Gaya

Subhash Choudhary, Son of Santosh Choudhary Resident of Village-Jaspur,
P.S.-Fatehpur, District-Gaya.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ajay Kumar Sinha
For the Opposite Party/s : Smt. Sucheta Yadav

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 20-12-2018 Heard learned counsel for the petitioner and learned
APP for the State.

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

The prosecution case, in brief, is that informant's husband
had gone to take toddy but did not return and later on, his dead
body was found in Mahua Bagicha.

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
petitioner has been falsely implicated in the present case. There
is no other substantive evidence to suggest the implication of the
petitioner in the present case. Except for suspicion, there is no
eye witness to the alleged occurrence nor there is circumstantial



evidence to suggest that the petitioner had participated in the alleged occurrence.

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

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 Additional Chief Judicial Magistrate-X, Gaya in connection with Fatehpur P.S. Case No. 54 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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