

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.22949 of 2018

Arising Out of PS.Case No. -18 Year- 2017 Thana -BANMANKHI District- PURNIA

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Lukman @ Lukman Miyan, Son of Latif MIyan @ Latim Miyan, Resident
of Village-Barmotra, Ward No.11, Police Station-Bhargama, District-
Araria.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Raj Kumar, Advocate

For the Opposite Party/s : Mr. Md. Arif, APP

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CORAM: HONOURABLE MR. JUSTICE MADHURESH PRASAD

ORAL ORDER

2 25-04-2018

Heard learned counsel for the petitioner and learned

APP for the State.

Petitioner is apprehending his arrest in connection
with **Banmankhi P.S. Case No. 18 of 2017** registered for the
offences punishable under Sections 302/34 of the Indian Penal
Code and 27 of the Arms Act.

It is submitted that he has been implicated in this case
after six months of the occurrence on the basis of statement of
witnesses. The petitioner's name has been dragged in this case
alleging that he has indulged in conspiracy. It is submitted that it is
a case of false implication. Other than the suspicion there is
nothing against the petitioner and that other similarly situated has
been allowed anticipatory bail in Cr. Misc. No. 29587 of 2017



vide order dated 11.08.2017.

In the facts and circumstances of the case, prayer for anticipatory bail of the petitioner is allowed. Let the above named petitioner, in the facts and circumstances of the case, in the event of his arrest or surrender within six weeks from today, 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 **Additional Chief Judicial Magistrate, 1st Purnia in Banmankhi P.S. Case No 18 of 2017** subject to all conditions as laid down in Section 438 (2) of Criminal Procedure Code.

- (i) 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.
- (ii) 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)

Prakash/-

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