

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.30142 of 2018

Arising Out of PS.Case No. -605 Year- 2017 Thana -DANAPUR District- PATNA

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Indra Kumar, son of Rajeshwar Rai Resident of Village- Sultanpur Bhatha
Per, P.S.- Danapur, District- Patna.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Usha Kumari Singh

For the Opposite Party/s : Mr. Sri Suresh Prasad Singh

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CORAM: HONOURABLE MR. JUSTICE SANJAY KUMAR
ORAL ORDER

3 03-07-2018 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner seeks regular bail in connection with
Danapur P.S. Case No.605 of 2017 registered for the offences
punishable under Sections 302, 201 and 34 of the Indian Penal
Code.

As per allegation, the son of the informant had gone to
see Ganesh Mela on 30.08.2017 and subsequently the informant
received information that his son has been murdered and his dead
body was lying in the khandhar of Janakdhari High School.

It has been submitted that this petitioner has been
falsely implicated in this case inasmuch as there is no material
which has come on record during the entire investigation to



connect the petitioner with the alleged crime. It has been submitted that one Bunty Rai @ Abhishek who disclosed the name of this petitioner has been allowed bail by one of the coordinate Bench of this Court in Cr.Misc.No.27134 of 2018. The case of this petitioner stands on similar footing. He is in custody since 15.03.2018 having clean antecedent.

The learned A.P.P. for the State opposed the submission.

Considering the facts and circumstances of the case, the prayer of bail is allowed. The petitioner, named above, is directed to be released on bail on furnishing bail bond of Rs.10,000/-(ten thousand) with two sureties of like amount each to the satisfaction of learned A.C.J.M. I, Danapur, Patna in connection with Danapur P.S. Case No.605 of 2017 subject to the following conditions:-

- (i) One of the bailors of the petitioner shall be a local person having sufficient immovable property within the jurisdiction of the concerned Court.
- (ii) The petitioner will not induce any witness or tamper with the evidence.
- (iii) If the petitioner is found involved in future in similar type of allegation, the prosecution will have liberty to move for cancellation of bail.
- (iv) The petitioner shall cooperate in the disposal of trial and make himself available as and when required by the court and on the event of failure on his part to appear before the court



below on two consecutive dates without showing any genuine reasons, the prosecution is free to move for cancellation of his bail.

(Sanjay Kumar, J)

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