

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.44995 of 2018

Arising Out of PS. Case No.-316 Year-2017 Thana- TRIVENIGANJ District- Supaul

Vishnu Bhagat Son of Indra Narayan Bhagat@ Munna Bhagat Resident of
Village- Patarghatti, P.S. Triveniganj, District- Supaul.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Ms. Patla Kumari, Adv

For the Opposite Party/s : Mr. Abhay Kumar Roy, APP

CORAM: HONOURABLE MR. JUSTICE S. KUMAR
ORAL ORDER

4 27-09-2018 Heard learned counsel for petitioner and learned
counsel for the State as well as learned counsel for the
Informant.

Petitioner seeks bail in **Triveniganj P.S. Case No. 316 of 2017** registered for the offence punishable under Sections 341, 323, 326, 307/34 of the Indian Penal Code, Section 27 of the Arms Act and later on Section 302 of the IPC was added.

Allegation against the petitioner is of committing murder of the grand-son of the Informant along with FIR named accused persons.

It has been submitted on behalf of the petitioner that there is no allegation of any specific overt act against the petitioner. Similarly, situated co-accused person has been granted bail by a co-ordinate bench of this Court vide order



dated 09.05.2018 in Criminal Miscellaneous No. 28558 of 2018.
Petitioner has got no criminal antecedent and is in custody since
04.01.2018.

Learned counsel for the Informant vehemently
opposes the prayer for bail.

Considering the aforesaid facts and circumstances of
the case, let the petitioner named above be released on bail upon
furnishing bail bond of Rs. 10,000/- with two sureties of the like
amount each to the satisfaction of learned **SDJM, Supaul**, in
connection with **Triveniganj P.S. Case No. 316 of 2017**, with
following conditions:-

(1) Bailors should be local having
sufficient immovable property within the jurisdiction
of the court concerned.

(2) Petitioner shall co-operate in the trial
and shall be present on each and every date fixed by
the court and his absence on two consecutive dates
without proper and reasonable reason will be
sufficient to cancel his bail bond.

(3) If the petitioner tampers with the
evidence or the witnesses of the case, in that case,
prosecution will be at liberty to move for
cancellation of bail of the petitioner.

(S. Kumar, J)

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