

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.62161 of 2018

Arising Out of PS.Case No. -159 Year- 2018 Thana -KUCHAIKOTE District- GOPALGANJ

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Awadhesh Kumar, s/o Bharat Prasad, r/o Belwabrit, P.S. Kuchaikote,
District- Gopalganj.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ajay Mishra

For the informant : Mr. Ranjeet Kumar Pandey

For the State : Mr. Dr. Indihar Kumari, APP

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

5 05-11-2018 Heard learned counsel for the petitioner, the informant and
the learned A.P.P. for the State.

The petitioner seeks bail in Kuchaikote P.S. Case No.
159/2018, instituted for the offences under Sections 365, 302 and 201
of the Indian Penal Code.

Learned counsel for the petitioner has submitted that F.I.R.
is against unknown. Name of this petitioner has come during course of
investigation in the confessional statement of co-accused Dilip Kumar.
Thereafter police recorded the confessional statement of petitioner in
para 52 of case diary. Witnesses in para 41, 72 of case diary has taken
the name of this petitioner stating that this petitioner along with other
accused had called the deceased. It is further submitted that only
suspicion has been raised against this petitioner. There is no allegation
of specific overt act against this petitioner.



Petitioner is in custody since 07.06.2018.

Considering the aforesaid fact and circumstances, prayer of the petitioner for grant of bail is allowed. Let the petitioner, above named, be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned A.C.J.M. VIIth, Gopalganj in connection with Kuchaikote P.S. Case No. 159/2018, subject to the conditions that

- (i) both the bailors shall be the close relative of the petitioner.
- (ii) petitioner shall be present on each and every date fixed by the court and absence on two consecutive dates without valid reason will result in cancellation of bail bond of the petitioner and
- (iii) if petitioner tamper with the evidence in the case, prosecution will be at liberty to move for cancellation of bail bond of the petitioner.

(Sanjay Priya, J.)

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