

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.59118 of 2017

Arising Out of PS.Case No. -136 Year- 2017 Thana -SIKTA District-
WESTCHAMPARAN(BETTIAH)

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1. Safroz Alam S/o Sk. Jamil, R/o Village- Jhumka, P.S.- Sikta, District-
West Champaran.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Md. Anis Akhtar

For the Opposite Party/s : Mr. Sri Ajay Kumar -2

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

2 07-02-2018 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner is in custody in connection with Sikta P.S.
Case No. 136 of 2017 registered for the offence punishable under
Sections-302/34 of the Indian Penal Code and 27 of the Arms Act.

According to FIR, the petitioner had taken the deceased
from his house saying that someone is committing theft of sugarcane in
the field side. At night, other named accused persons were identified in
the torch light, who are alleged to have fired causing death of son of the
informant.

Learned counsel for the petitioner submits that in fact, the
petitioner is a witness of the occurrence. The petitioner has no enmity
with the informant and has falsely been roped in this case as accused.
The petitioner also sustained injuries at the time of occurrence which



would be evident from the case diary and statement of some of the witnesses.

Learned counsel for the informant opposed the prayer for bail.

Considering the aforesaid facts, let the petitioner, above-named, be released on bail on furnishing bail bond of Rs. 20,000/- (twenty thousand) with two sureties of the like amount each to the satisfaction of the learned Court below where the case is pending in connection with the aforesaid case, with condition that the petitioner shall fully cooperate with the investigation/trial of the case, failing which, the court below shall be at liberty to cancel the bail bond of the petitioner.

(Birendra Kumar, J)

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