

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.41522 of 2018

Arising Out of PS.Case No. -41 Year- 2017 Thana -NARARI KALA KHURD District-
AURANGABAD

=====

1. Chandan Kumar S/o Lalan Seth Resident of Village- Charara Mahadev
P.S.- Mali, District- Aurangabad (Bihar).

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Lal Bahadur Singh

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

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 02-08-2018 Heard the parties.

The petitioner is apprehending his arrest in connection with Narari Kala Khurd P.S.Case no.41 of 2017 , registered for offences punishable under Sections 302 and 201 of the Indian Penal Code.

The First Information Report was lodged on the basis of the report of the Choukidar and he has found a dead body and later on during the investigation one person was arrested and he has confessed his guilt and also named this petitioner.

Submission of the learned counsel for the petitioner is that except confession of that person there is absolutely nothing against the petitioner and there is no allegation against the petitioner of causing death rather he was also present there.



Heard learned A.P.P. also.

Having heard both sides and in view of the facts and circumstances, as stated above, let the petitioner, above named, in the event of arrest or surrender before the court below within a period of six weeks from the date of receipt of the order, be released on bail on furnishing bail bond of Rs.25,000/- (Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned C.J.M., Aurangabad (Bihar) in connection with Narari Kala Khurd P.S.Case no.41 of 2017 subject to condition as laid down under Section 438 (2) of the Code of Criminal Procedure.

With 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) The petitioner shall co-operate in the investigation of the case and make himself available as and when required by the Police, otherwise, the prosecution is free to move for cancellation of his bail bond.

With the aforesaid direction, this application is allowed.

(Vinod Kumar Sinha, J)

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