

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.12426 of 2018

Arising Out of PS.Case No. -443 Year- 2017 Thana -BEGUSARAI MUFFASIL District-
BEGUSARAI

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Santosh Kumar, Son of Shyam Singh @ Shyam Mahto, Resident of
Village- Bagbara, Police Station Muffasil, District- Begusarai.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner : Mr. Karandeep Kumar, Advocate

For the Opposite Party : Smt. Pronati Singh, APP

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CORAM: HONOURABLE MR. JUSTICE MADHURESH PRASAD
ORAL ORDER

3 05-04-2018 Heard learned counsel for the petitioner and learned
APP for the State.

Petitioner is an accused in a case registered for
offence under sections 302, 201 and 34 IPC.

Learned counsel for the petitioner submits that the
FIR discloses participation of 10 named accused persons who had
taken away the son of the informant, whereafter he has been done
to death. Petitioner's name has surfaced in course of investigation
as being seen along with one of the ten named accused, namely,
Sonu Kumar subsequently. Petitioner has no criminal antecedent
and is in custody since 17.11.2017. Petitioner has been implicated
in the case on the basis of suspicion and there is no evidence
against him in the FIR. Other accused person Gopal Kumar who
was not named in the FIR has been granted bail vide order dated



1.2.2018, passed in Cr Misc No. 5263 of 2018.

In the facts and circumstances of the case, prayer for bail of the petitioner is allowed. Let the petitioner above named be released on bail on his furnishing bonds of Rs 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the Judicial Magistrate 1st class, Begusarai in Begusarai Mufassil Police Station Case No. 443 of 2017, subject to the conditions :

- (i) That one of the bailors will be a close relative of the Petitioner who will give an affidavit giving genealogy as to how he is related with the Petitioner. The bailor will also undertake to inform the Court if there is any change in the address of the Petitioner.
- (ii) That the Petitioner will be well represented on each date and if he fails to do so on two consecutive dates, his bail will be liable to be cancelled.

(Madhuresh Prasad, J)

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