

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.18692 of 2018

Arising Out of PS.Case No. -300 Year- 2017 Thana -BARHARA District- BHOJPUR

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1. Birendra Goswami Son of Late Sheojee Goswami Resident of Village-
Matukpur, Police Station-Barahara, District-Bhojpur.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Rahul Nath

For the Opposite Party/s : Smt. Asha Kumari

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

2 03-04-2018 Heard learned counsel for the petitioner and

learned APP for the State.

Petitioner seeks bail in a case registered for the
offences punishable under Sections 341, 323 and 302/34 of the
Indian Penal Code.

For dispute relating to non-refund of money, co-
accused Langara Mian caught the deceased and co-accused Chotu
committed assault with *Chaku* (knife) as a result whereof Kamlesh
died during course of treatment.

Submission is that no overt act is alleged against
the petitioner. Rather the FIR would reveal that the petitioner was
not present at the time of subsequent occurrence of commission of
death.

Learned counsel for the informant opposed the



prayer for bail on the ground that in the matter of bail application of co-accused Langra Mian, this Court has called for case diary.

Considering the aforesaid fact, let the petitioner, above named, be released on bail on furnishing bail bond of Rs.20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Court below where the case is pending in connection with Barahara Police Station Case No. 300 of 2017, subject to the condition that the petitioner shall fully cooperate with the investigation and 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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