

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.55427 of 2018

Arising Out of PS.Case No. -156 Year- 2018 Thana -ARARIA District- ARRARIA

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Md. Ashraf, son of Abu Shama, resident of village - Barighat School, Tola,
Ward No. 01, P.S. + District - Araria.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Rakesh Kumar Jha, Advocate.

For the Opposite Party/s : Mr. Harendra Prasad, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

2 20-09-2018

Heard learned counsel for the petitioner and the State.

The petitioner seeks bail in Araria P.S. Case No. 156
of 2018 instituted for the offence under Sections 302 and 201/34
of the Indian Penal Code.

Counsel for the petitioner submits that petitioner is not
named in the written report. In the written report there is specific
allegation of committing murder of sister of the informant against
co-accused Md. Zuber Alam. Counsel for the petitioner further
submits that police has arrested the petitioner without any valid
reason and recorded his confessional statement. On the basis of
confessional statement of the petitioner, police has submitted
charge sheet against him. Petitioner is in custody since
12.05.2018.



Considering the aforesaid facts and circumstances of the case, prayer for bail of the petitioner 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 learned Chief Judicial Magistrate, Araria, in connection with Araria P.S. Case No. 156 of 2018, subject to the condition that both the bailors will be the close relatives of the petitioner.

The Superintendent of Police, Araria, is directed to look into the matter as to how such investigation is done by the police and submit report to the District & Sessions Judge, Araria, within a period of one month. The District & Sessions Judge will send report to this Court about report submitted by the police.

(Sanjay Priya, J)

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