

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.21746 of 2018

Arising Out of PS.Case No. -228 Year- 2015 Thana -BALIA District- BEGUSARAI

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Kundan Singh Son of Radha Krishna Singh Resident of Village-
Lakhminiya, Bhavan Toli, P.S. Ballia, District- Begusarai.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sandip Kumar Gautam

For the Opposite Party/s : Mr. Sri Sunil Kumar Pandey

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CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

3 07-05-2018 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner is in custody since 18.12.2017 in
connection with Ballia P.S. Case No. 228 of 2015 for the offence
registered under Sections 302/34 of the Indian Penal Code.

Learned counsel for the petitioner submits that the
allegation against the petitioner is wholly fabricated and in fact,
the first information report has been lodged after a delay of two
days, though the informant could have well lodged the same on
the same day. It is further submitted that there is no specific
allegation against the petitioner. It is further submitted that there is
previous enmity between the petitioner and the deceased family
and the entire allegation is malicious and an afterthought. It is



further submitted that similarly situated co-accused person, namely, Chullo Singh has since been extended the privilege of bail vide order dated 15.11.2016 passed in Cr. Misc. No. 38855 of 2016.

Considering aforesaid facts and circumstances of the case, 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 Chief Judicial Magistrate, Begusari in connection with Ballia P.S. Case No. 228 of 2015.

(Anjana Mishra, J)

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