

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.49718 of 2017

Arising Out of PS. Case No.-18 Year-2017 Thana- BANMANKHI District- Purnia

Md. Kamrul, Son of Late Insul, Resident of Village- Barmotra, Police
Station- Bhargama, District- Araria. Petitioner

Versus

The State of Bihar Opposite Party

Appearance :

For the Petitioner/s : Mr. Vijay Kumar

For the Opposite Party/s : Mr. SRI BHARAT LAL

**CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN
SHARMA**

ORAL ORDER

4 11-01-2018 Heard learned counsel for the petitioner and learned APP
for the State.

The petitioner apprehends his arrest in connection with
Banmankhi P. S. Case No. 18 of 2017 registered for the offences
punishable under Sections 302/34 of the Indian Penal Code and
Section 27 of the Arms Act.

The petitioner is not named in the first information report
but during investigation, the name of the petitioner transpires in
the statement of witnesses namely, Md. Abul and Md. Kudus on
18.07.2017 i.e. after six months of the occurrence that in the
conspiracy the petitioner and others are involved.

Submission is of false implication and that besides
suspicion there is nothing against the petitioner, in this case FIR
named accused persons have been allowed regular bail, the
petitioner has got no concern and without any legal and tangible



material he is apprehending his arrest and as such the petitioner deserves sympathetic consideration.

Learned APP fairly submits that the name of the petitioner has come in second supplementary case diary in paragraph 41 and 42.

In the facts and circumstances stated above, the petitioner above named, in case of his arrest or surrender within four weeks from the date of receipt/production of a copy of this order, is directed to be released on bail on execution of bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned A.C.J.M. VI, Purnea in connection with Banmankhi P. S. Case No. 18 of 2017, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

(Jitendra Mohan Sharma, J)

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