

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.38972 of 2018

Arising Out of PS.Case No. -47 Year- 2018 Thana -NABINAGAR District- AURANGABAD

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Chhotan Kumar S/o Akhilesh Singh, R/o Vill.- Damari Bigha, P.S.-
Nabinagar, District- Aurangabad.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Dr. Satyendra Kumar Srivastava

For the Opposite Party/s : Mr. Sri Shailendra Kumar Singh

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CORAM: HONOURABLE JUSTICE SMT. NILU AGRAWAL
ORAL ORDER

2 10-07-2018 Heard learned counsel for the petitioner and learned
APP for the State.

Petitioner is languishing in judicial custody since
27.02.2018 in connection with Nabinagar P.S. Case No. 47 of
2018 for offences punishable under Sections 147, 148, 149, 341,
323, 324, 325, 307, 354, 435, 353, 332, 333, 379, 427, 504 and
120(B) of the Indian Penal Code.

The prosecution case, as lodged by the police
personnel, is that on the death of a young boy, the villagers got
violent and when police party reached there, they resorted to brick
bating and injured the police personnel. As many as 51 persons
have been named in the F.I.R. and 400 unknown persons had
assembled. Petitioner is named in the F.I.R.



It has been submitted by the learned counsel for the petitioner that he is innocent, bears no criminal history, no specific allegation has been levelled against him and he was just a passer by. He submits that one of the accused has been granted the privilege of bail by a coordinate Bench of this Court in Cr. Misc. No. 36193 of 2018 vide order dated 29.06.2018 who was also named accused in the mob attack.

However, learned APP for the State opposes the prayer for bail.

Considering the facts and circumstances and the materials on record, let petitioner, above named, be enlarged 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 Additional Chief Judicial Magistrate-I, Aurangabad in connection with Nabinagar P.S. Case No. 47 of 2018.

(Nilu Agrawal, J)

Devendra/-

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