

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.51271 of 2018

Arising Out of PS.Case No. -123 Year- 2018 Thana -AAJAM NAGAR District- KATIHAR

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1. Ganesh Das, Son of Late Logen Das @ Nagendra Nath Das, Resident of
Village- Chhemna, P.S.- Azam Nagar, District- Katihar.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Chandra Bhushan Das

For the Opposite Party/s : Mr. Jitendra Kumar Singh

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 18-09-2018 Heard learned counsel for the petitioner and learned APP for
the State.

The petitioner seeks bail in a case registered under
Sections-302, 201/34 of the Indian Penal Code.

The prosecution case, in brief, is that the husband of the
informant had gone with the petitioner but he did not return till
evening. In course of search, dead body of husband of the
informant was found in maize field of one Jakir.

It has been submitted on behalf of the petitioner that the
petitioner is in custody since 28-05-2018 and there is no allegation
of tampering of witnesses alleged against the petitioner. Charge
sheet has already been submitted in this case. It is a case of last
seen. Except for that, there is no other substantial evidence to



suggest the implication of the petitioner in the present case. There is no eye witness to the alleged occurrence nor there is any circumstantial evidence to suggest the implication of the petitioner. The other similarly situated co-accused namely, Laxman Yadav and Mohan Yadav have been granted anticipatory bail by a coordinate bench of this court vide order dated 31-08-2018 passed in Cr. Misc. No. 47594 of 2018.

On behalf of the State, it is submitted that the petitioner is named in the Complaint Case/F.I.R.

Considering the aforesaid facts and circumstances, let the petitioner, above named, be released on bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of Sri Ravi Kumar, learned Additional Chief Judicial Magistrate, Katihar in connection with Azamnagar P.S. Case No. 123 of 2018.

(Sudhir Singh, J)

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