

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.75086 of 2018

Arising Out of PS. Case No.-4 Year-2017 Thana- KAJRA District- Lakhisarai

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Gopi Yadav @ Gopi Kumar Son of Damodar Yadav, resident of Village-
Lakhana, P.S. Kajra, District Lakhisarai.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ajit Kumar Singh

For the Opposite Party/s : Mr. Dr. Indihar Kumari

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CORAM: HONOURABLE MR. JUSTICE S. KUMAR

ORAL ORDER

2 17-12-2018 Heard learned counsel for the petitioner and learned
counsel for the State.

Petitioner, who is in custody, seeks bail in connection
with Kajra P.S. Case No. 04 of 2017 registered for the offence
punishable under Sections 302/34 of the Indian Penal Code.

Informant is the father of deceased, who in his
written complaint has stated that on 28.01.2017 at about 12.30
P.M. his son Saurabh Kumar alongwith Ravish Kumar and one
cousin of Ravish Kumar went to market and thereafter at 5.00
PM the Chaukidar informed him that his son Saurabh Kumar is
admitted in Suryagarha Hospital and thereafter he proceeded
towards hospital and in his way near Kajra police station in
Lakhna village he came to know that the villagers have caught
hold his son and brutally assaulted him and police had carried



him to Suryagarha hospital and when he reached there at 8.00 PM his son was dead. He has stated that some unknown villagers have killed his son by assaulting him. The name of petitioner has surfaced in this case only on suspicion. Petitioner is in custody since 11.07.2018.

Considering the aforesaid facts and circumstances of the case, let the petitioner named above be released on bail upon 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, Lakhisarai, in connection with Kajra P.S. Case No. 04 of 2017 subject to the conditions that:-

(1) Bailors should be local having sufficient immovable property within the jurisdiction of the court concerned.

(2) Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the court and his absence on two consecutive dates without proper and sufficient reason the trial court will be at liberty to cancel his bail bond.

(3) If the petitioner tampers with the evidence or the witnesses of the case, in that case, prosecution will be at liberty to move for cancellation of bail of the petitioner.

(S. Kumar, J)

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