

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.13225 of 2018

Arising Out of PS.Case No. -261 Year- 2017 Thana -FATUHA District- PATNA

=====

1. KRISHNA KUMAR @ KRISHNA @ BABA S/o Ganaur Rai, R/o At
Mohalla- Rikab Ganj, P.S.- Malsalami, Distt.- Patna.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Subodh Kumar

For the Opposite Party/s : Mr. Sri Kumar Virendra Narayan

=====

CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 05-04-2018 Heard the parties.

The petitioner is apprehending his arrest in connection with
Fatuha P.S.Case no.261 of 2017, registered for offences
punishable under Sections 302, 201 and 34 of the Indian Penal
Code.

Petitioner is not named in the FIR and later on his name
transpired in this case during the course of investigation of the
case. It further appears that the dead body of the son of the
informant has been recovered and it is alleged that son of the
informant had love affair with one Sushma Kumari.

Submission of the learned counsel for the petitioner is that
except suspicion there is nothing against him and other two
accused persons who are brothers of Sushma Kumari have been
given privilege of the anticipatory bail by a Co-ordinate Bench of
this Court, vide order dated 18.1.2018 passed in Cr. Misc.



No.61004 of 2017.

Heard learned A.P.P. also.

Having heard both sides and in view of the fact that other co-accused persons having similar allegation have already been granted privilege of bail, let the petitioner, above named, in the event of arrest or surrender before the court below within a period of six weeks from the date of order, be released on bail on furnishing bail bond of Rs.25,000/- (Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned A.C.J.M, Patna City in connection with Fatuha P.S.Case No.261 of 2017 dated 1.7.2017, subject to condition as laid down under Section 438 (2) of the Code of Criminal Procedure.

With following conditions :

- (i) One of the bailors of the petitioner shall be a local person having sufficient immovable property within the jurisdiction of the concerned court.
- (ii) The petitioner will not induce any witness or tamper with the evidence.
- (iii) The petitioner shall co-operate in the investigation of the case and make himself available as and when required by the Police, otherwise, the prosecution is free to move for cancellation of his bail bond.

With the aforesaid observation, this application is allowed.

(Vinod Kumar Sinha, J)

chn/-

U		T	
---	--	---	--

