

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.22104 of 2018

Arising Out of PS.Case No. -145 Year- 2017 Thana -BOCHHA District- MUZAFFARPUR

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1. Bittu Thakur @ Bitu Thakur, S/o Navin Kumar Thakur, R/o Village-Dhanaur, Ward No. 15, P.S.-Katra, District-Muzaffarpur.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Kundan Kumar Singh

For the Opposite Party/s : Mr. Sri Mithilesh Kumar Khare

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

4 21-06-2018 Heard the parties.

The petitioner is apprehending his arrest in connection with Bochaha P.S.Case no.145 of 2017 , registered for offences punishable under Sections 302, 307 and 120B of the Indian Penal Code.

Allegation against the petitioner as per FIR is that the accused persons surrounded the brother of the informant and made indiscriminate firing due to which he died. It appears that name of the petitioner transpired during the course of the investigation.

Submission of the learned counsel for the petitioner is that he has been made accused on the confessional statement of the co-accused and stating that he also conspired with others.

Heard learned A.P.P. also.



Having heard both sides and in view of the facts and circumstances, as stated above, 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 receipt of the 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 Sub Judge XI-cum-ACJM, Muzaffarpur in connection with Bochaha P.S.Case nO.145 of 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 direction, this application is allowed.

(Vinod Kumar Sinha, J)

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