

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.52465 of 2018

Arising Out of PS.Case No. -53 Year- 2017 Thana -KANTI THARMAL POWER District-
MUZAFFARPUR

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Md. Kabir @ Bare S/o Late Md. Nathuni @ Late Abdul Latif @ Lt.
Nathuni, R/o Vill.- Damodarpur, P.S.- Kanti, District- Muzaffarpur.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Upendra Kumar Chaubey, Advocate

For the Opposite Party/s : Mr. Sri Akshay Lal Pandit

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CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN
PRASAD

ORAL ORDER

2 28-09-2018 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner, in the present case, is seeking regular
bail in connection with Sessions Trial No.437 of 2018, arising out
of Kanti P.S. Case No. 53 of 2017, registered for offences alleged
under Sections 147, 148, 149, 341, 342, 323, 324, 307, 302 and
120(B) of the Indian Penal Code.

Learned counsel for the petitioner submits that the
allegation against the petitioner is that of beating the deceased by
the hockey stick in his hand, however, injury shown in the
postmortem report nowhere connects this petitioner and the
weapon which has been attributed to him in his hand. Learned



counsel further submits that Annexure-4 series are the different orders passed by a learned coordinate Bench of this Court by which Md. Abdul Salam @ Matiya and Md. Rizban @ Laddu against whom also there were allegations of giving knife blow have been enlarged on bail. It is also submitted that this petitioner has got clean antecedent.

Learned APP for the State is present and has opposed the prayer for bail.

Considering the facts and circumstances of the case as have been brought to the notice of this Court by learned counsel for the petitioner, let the petitioner, above named, be enlarged on bail on his furnishing bail bond of Rs.15,000/- (fifteen thousand) with two sureties of the like amount each to the satisfaction of the learned 11th Additional District and Sessions Judge, Muzaffarpur in connection with Sessions Trial No.437 of 2018, arising out of Kanti P.S. Case No. 53 of 2017, subject to the conditions U/S 437(3) Cr.P.C.

(Rajeev Ranjan Prasad, J)

Arvind/Ved/-

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