

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.69550 of 2018

Arising Out of PS. Case No.-48 Year-2018 Thana- HUSSAINGANJ District- Siwan

Taiyab Mian @ Ashraf @ Taiyab, Son of Afjal Ali, Resident of Village-
Pachbarawa, P.S. Andar, District- Siwan.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ajay Kumar Tiwary, Advocate
For the Opposite Party/s : Mr. Sri Tapeswar Sharma (APP)

CORAM: HONOURABLE MR. JUSTICE S. KUMAR
ORAL ORDER

3 17-12-2018 Heard learned counsel for petitioner and learned
counsel for the State.

Petitioner, who is in custody, seeks bail in
connection with Hussainganj P.S. Case No. 48 of 2018
registered for the offences punishable under Sections 147, 148,
149, 307 and 302 of the Indian Penal Code and under Section 27
of the Arms Act.

Allegation against petitioner is of killing the
brother of the informant due to some money dispute.

It has been submitted on behalf of the petitioner
that he is innocent and has committed no offence. He has falsely
been implicated in this case only on suspicion. There is no eye-
witness of the occurrence. There is general and omnibus
allegation against the petitioner. Nothing has been recovered
from the possession of the petitioner. He is in custody since



06.07.2018.

Considering the aforesaid fact 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, Siwan in connection with Hussainganj P.S. Case No. 48 of 2018, subject to the conditions:

(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 shall remain physically present as directed by Court and his absence on two consecutive dates without sufficient reason, his bail bond shall be cancelled by the court below.

(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)

Rajiv/Manoj-

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