

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.5023 of 2019

Arising Out of PS. Case No.-28 Year-2017 Thana- PATNA CITY CHOWK District- Patna

Raja Kumar @ Vikash Kumar S/o Pradeep Prasad resident of Dahuchak
Nagla(Near Laxmi Mandir, P.S.- Malsalami), Dist.- Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rajeev Kumar
For the State : Mr. C. Jawahar, APP

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

4 22-04-2019 Heard learned counsel for the petitioner and learned APP
for the State.

The petitioner seeks bail in a case registered under
Sections 302/34 of the Indian Penal Code and 27 of the Arms
Act.

The prosecution case in brief is that in the backdrop of old
enmity, the brother of the informant was shot dead by the
accused persons.

It has been submitted on behalf of the petitioner that there
is no allegation of tampering of witnesses alleged against the
petitioner. The petitioner is in custody since 26-04-2018. Charge
sheet has already been submitted. The petitioner has been
falsely implicated in the present case. There is no other
substantive evidence to suggest the implication of the petitioner



in the present case. There was previous enmity between the parties. Neither there is eye witness to the alleged occurrence nor there is any circumstantial evidence to suggest the implication of the petitioner in the present case.

On behalf of the State, it is submitted that the petitioner is named in the Complaint Case/F.I.R.

Considering the aforesaid facts and circumstances, let the petitioner, above named, be released on bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate-, Patna City (Patna) in connection with Chowk P.S. Case No. 28 of 2017.

(Sudhir Singh, J)

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