

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.12595 of 2019

Arising Out of PS. Case No.-346 Year-2017 Thana- BHABHUA District- Kaimur (Bhabua)

Rustam Ansari, Son of Muslim Ansari, Resident of village - Khanaon, Police
Station - Bhabua, District - Kaimur at Bhabua.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sangha Mitra Ghosh
For the Opposite Party/s : Mr. Rajesh Kumar

CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

4 08-05-2019 Heard learned counsel for the petitioner and learned
APP for the State.

Petitioner seeks bail in a case registered for the
offences punishable under Sections 302, 307/34 of the Indian
Penal Code and Section 27 of the Arms Act.

There is general and omnibus allegation of firing
which caused injury to the informant as well as to the son of the
informant. During treatment, son of the informant died.

Submission is that similarly situated some other co-
accused have been allowed bail by different Coordinate Benches
of this Court vide order at Annexure 3, 4 and 5.

Learned counsel for the informant opposed the prayer
for bail on the ground that co-accused Muslim Ansari has been
refused bail by a Bench of this Court vide order dated
09.07.2018 passed in Cr. Misc. No. 31393 of 2018 against



whom allegation was of causing injury at the hand of the deceased with firearm. Petitioner is in custody since 16.06.2017.

Considering the entire facts of this case and period already undergone by the petitioner, especially, general and omnibus allegation against the petitioner, let the petitioner, above named, be released on bail on furnishing bail bond of Rs.20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Court below where the case is pending in connection with Sessions Trial No. 353 of 2017/355 of 2017 arising out of Bhabua Police Station Case No. 346 of 2017, subject to the condition that the petitioner shall fully cooperate with the trial of the case, failing which the court below shall be at liberty to cancel the bail bond of the petitioner.

(Birendra Kumar, J)

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