

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.10382 of 2019

Arising Out of PS. Case No.-373 Year-2017 Thana- MUFFASIL District- West Champaran

Md.Shahrukh @ Dablu Mian @ Shahrukh Son of Ali Ahmad @ Ali Ahmad
Khan Resident of Mohalla-Baswaria Beech Mohalla ward no.28, P.S- Bettiah
District-West Champaran at Bettiah

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Dharendra Nath Jha, Advocate

For the Opposite Party/s : Mr. Raj Ballabh Singh, APP

CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

4 06-05-2019 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner is languishing in custody for the
offence punishable under Sections 302, 201/34 of the Indian
Penal Code.

The petitioner and co-accused Zahid Ezaj took the
deceased from his house and thereafter, only dead body of the
victim i.e. son of the informant was found. The petitioner and
co-accused Zahid Ezaj were arrested by the police and they
confessed their guilt before the police.

Submission is that co-accused Zahid Ezaj has been
allowed bail by a co-ordinate Bench of this Court in Criminal
Miscellaneous No. 19365 of 2018. Petitioner has got no



criminal antecedent and he is in custody since 15.10.2018.

Considering the aforesaid fact, let the petitioner, above named, be released on bail **after framing of charges** on furnishing bail bond of Rs.20,000/- (Twenty Thousand) with two sureties of the like amount each to the satisfaction of the learned Court-below where the case is pending in connection with Bettiah Muffasil P.S. Case No. 373 of 2017, with following conditions:

(a) Both the bailors shall be the resident of territorial jurisdiction of the learned Court-below having immovable property.

(b) The petitioner shall fully cooperate with the investigation/trial of the case, failing which the court below shall be at liberty to cancel the bail bond of the petitioner.

(Birendra Kumar, J)

Banti/Rajan

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