

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.8504 of 2019

Arising Out of PS. Case No.-57 Year-2015 Thana- GWALPARA District- Madhepura

MANTOSH YADAV @ MANTOSH KUMAR S/o Ramchandra Yadav
Resident of village-Chatra, Police Station-Gwalpara, District-Madhepura

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Durgesh Kumar
For the Opposite Party/s : Mr.Dilip Kumar No. 1

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 26-04-2019 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.

The prosecution case in brief is that in course of returning
after attending a marriage ceremony, the husband of the
informant was shot dead and was hanged to a tree.

It has been submitted on behalf of the petitioner that the
petitioner has got no criminal antecedent. There is no allegation
of tampering of witnesses alleged against the petitioner. The
petitioner is in custody since 23-04-2018. Charge sheet has
already been submitted. The informant is not an eye witness to
the alleged occurrence. The petitioner has been made accused in
this case on the basis of suspicion. Except for suspicion, there is



no other substantive evidence to suggest the implication of the petitioner in the present case. The other co-accused with similar allegation has been granted bail by a coordinate bench (then His Lordship was) of this court vide order dated 20-05-2016 passed in Cr. Misc. No. 12292 of 2016.

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, the petitioner named above is directed to 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 Judicial Magistrate-Ist Class, Udakishunganj, Madhepura in connection with Gwalpara P.S. Case No. 57 of 2015.

(Sudhir Singh, J)

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