

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.8946 of 2019

Arising Out of PS. Case No.-41 Year-2017 Thana- RAJGIR District- Nalanda

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BABAN RAJBANSHI Son of Kailash Raj Banshi Resident of Village -
Thakur Sthan P.S. Rajgir District Nalanda (Biharsharif).

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Lovekush Kumar
For the Opposite Party/s : Mr.Ram Anurag Singh

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CORAM: HONOURABLE MR. JUSTICE S. KUMAR
ORAL ORDER

2 12-03-2019 Heard the parties.

The petitioner seeks bail in Rajgir P.S.Case No.41/17
registered under Section 302 of the I.P.C. and Section 27 of the
Arms Act.

The informant who is brother of the deceased has
alleged in his F.I.R. that his deceased brother had gone to forest
to bring some firewood but thereafter he did not return and
during search the brother of the informant was found lying dead
near a fountain. A firearm injury was found on his face. The
informant suspected that the petitioner and others who were
with the deceased and on account of some dispute have killed
him by firing.

It has been submitted on behalf of the petitioner that
he is innocent. There is only one firearm injury and he has been



implicated in this case mere on suspicion.

Considering the facts and circumstances of the case, as stated above, let the petitioner, above named, be released on bail on furnishing bail bond of Rs.10,000/- each with two sureties of the like amount each to the satisfaction of C.J.M., Nalanda(Biharsharif), in Rajgir P.S.Case No.41 of 2017 subject to the conditions that (I) Bailors should be local having sufficient immovable property within the jurisdiction of the court concerned. (ii)petitioner/s shall co-operate in the trial and shall be represented on each and every date fixed by the court. (iii) 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.

(S. Kumar, J)

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