

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.16753 of 2019

Arising Out of PS. Case No.-682 Year-2018 Thana- BANKA District- Banka

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Braj Kumar Bharti @ Brajesh Kumar Bharti @ Bablu Son of Shiv Shankar Mishra Resident of Village- Pakariya, P.S.- Basantrai, District- Godda (Jharkhand).

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Md. Najmul Hodda

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

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

4 29-07-2019 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 while the informant
after offering Puja in Durga Mandir returned to his house, he
saw his parents soaked with blood. The mother of the informant
succumbed to the injuries. It is alleged that the accused persons
assaulted the informant's parents and fled away.

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 15-10-2018. Charge sheet has



already been submitted. As per the dying declaration of one of the deceased, the allegation of cutting the neck of the deceased is against Bhawani Thakur and Jata Shankar Choudhary. No allegation of assault is alleged against the petitioner. The other co-accused with similar allegation has been granted bail by a coordinate bench of this court vide order dated 10-05-2019 passed in Cr. Misc. No. 13516 of 2019.

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 Chief Judicial Magistrate, Banka in connection with Banka P.S. Case No. 682 of 2018.

(Sudhir Singh, J)

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