

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.15888 of 2019

Arising Out of PS. Case No.-360 Year-2017 Thana- TEKARI District- Gaya

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1. ARJUN NAT @ ARJUN NUTT Son of Late Baishakhi Nat
 2. Anil Nat @ Anil Nutt @ Anil Kumar Son of Arjun Nat @ Arjun Nutt
 3. Punil Nat @ Punil Nutt Son of Arjun Nat @ Arjun Nutt
All resident of village-Jagadhar, P.S-Tekari, Dist.-Gaya

... .. Petitioners

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioners : Mr. Vinod Kumar, Advocate
For the Opposite Party : Mr. Jagdhar Prasad, APP

CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH
ORAL ORDER

3 20-05-2019 Heard learned counsel for the petitioners and
learned counsel for the State.

The petitioners seek bail in connection with Tekari
P. S. Case No. 360 of 2017 registered under Section 302/34 of
the Indian Penal Code.

Learned counsel for the petitioners submitted that
the names of the petitioners were given in the FIR only on
suspicion on the ground of enmity existing from before. Apart
from wild suspicion and hypothetical presumption, there is no
other material to connect the petitioners with the offence
alleged.

Learned counsel for the State submitted that the



enmity between the parties is admitted and it was because of the previous enmity the petitioners committed murder of father of the informant. However, he admitted that except circumstantial evidence and suspicion, there is no other material in the case-diary against the petitioners.

Considering that save and except suspicion, there is no other material, the petitioners are directed to be released on bail on furnishing bail bond of Rs.10,000/- (rupees ten thousand only) with sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Gaya in connection with Tekari P. S. Case No. 360 of 2017, subject to the following conditions:-

- (a) that the petitioners shall attend court in accordance with the conditions of the bond executed,
- (b) that the petitioners shall not commit an offence similar to the offence of the present case, and
- (c) that the petitioners shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to



the Court or to any police officer or tamper with the
evidence.

(Ashwani Kumar Singh, J)

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