

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.78810 of 2018

Arising Out of PS. Case No.-261 Year-2018 Thana- AURANGABAD TOWN District-
Aurangabad

=====

Shailesh Giri, Son of Baikunth Giri, Resident of Village- Rawal Bigha, P.S.-
Muffasil Aurangabad, District- Aurangabad.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr.Santosh Kumar Pandey
For the Opposite Party/s : Mr.Sri Madan Kumar

=====

CORAM: HONOURABLE MR. JUSTICE S. KUMAR
ORAL ORDER

2 07-01-2019 Heard learned counsel for the parties.

Petitioner seeks bail in **Aurangabad (Town) P.S. Case No.261 of 2018** registered for the offence punishable under Sections 147, 148, 149, 341, 323, 504, 506, 302 and 120(B) of the Indian Penal Code and under Section 27 of the Arms Act.

Informant in his written complaint has alleged that there was function of Chhathi in his house when Vikki Giri and Pappu Giri called his deceased brother on mobile and when he reached the house of Krishna Kumar Gupta, FIR named six accused along with 5 to 10 unknown persons started abusing and assaulting him and thereafter allegation is against Vivek Singh and Murari singh of causing fire arm injury resulting in his death.



It has been submitted on behalf of the petitioner that petitioner is not named in the FIR. The name of the petitioner has surfaced in this case on the basis of confessional statement of one of the co-accused. Except confession there is no incriminating material against the petitioner. Petitioner is in custody since 08.09.2018.

Considering the aforesaid facts and circumstances of the case, let the petitioner named above be released on bail upon furnishing bail bond of Rs. 10,000/- with two sureties of the like amount each to the satisfaction of learned **Chief Judicial Magistrate, Aurangabad** in connection with **Aurangabad (Town) P.S. Case No.261 of 2018** with following conditions:-

(1) Bailors should be local having sufficient immovable property within the jurisdiction of the court concerned.

(2) Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the court and shall remain physically present as directed by the Court and his absence on two consecutive dates without sufficient reason, his bail bond shall be cancelled by the court below.

(3) 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. Kumar, J)

ranjan/manoj-

U		T	
---	--	---	--

