

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.78450 of 2018

Arising Out of PS. Case No.-181 Year-2017 Thana- CHHATAUNI District- East Champaran

Deepak Paswan Son of Late Mahadeo Paswan Resident of Village-
Barkurwa,P.S. Muffasil Motihari, Distt.-East Champaran

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Dilip Kumar Tondon

For the Opposite Party/s : Mr. Anuj Kumar Srivastava

CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA

ORAL ORDER

2 28-01-2019 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner has been in custody since 18.08.2017 in
connection with Chhatauni P.S. Case No. 181/2017 registered
for the offence punishable under Sections 302/120(B) of the
Indian Penal Code.

Learned counsel for the petitioner submits that though
the allegation is against four criminals who are said to have
fired a shot at the father of the informant, the petitioner's name
came only in connection with the present case on account of the
fact that, it has been stated that the criminal who fired was
hailing the name of the present petitioner. It is further submitted
that admittedly the petitioner was not at the place of occurrence
and only on suspicion and on the basis of the confessional



statement made before the police by one Arun Rai, the petitioner has been taken into custody. It is further submitted that the petitioner is languishing in jail since over a year and he shall co-operate in any further investigation and also be present during the course of the trial as and when required.

Considering the aforementioned facts and circumstances and since no specific role has been assigned to the petitioner in the alleged occurrence, let the petitioner above named 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 A.C.J.M. 12th, Motihari, East Champaran, in connection with Chhatauni P.S. Case No. 181/2017, subject to the condition that one of the bailors will be a close relative of the petitioner.

(Anjana Mishra, J)

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