

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.23209 of 2019

Arising Out of PS. Case No.-725 Year-2018 Thana- PHULWARISHARIF District- Patna

KISHAN KUMAR Son of Dharendra Kumar Resident of Village - Chechaul,
P.S.- Naubatpur, Distt - Patna.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rajesh Kumar

For the Opposite Party/s : Mr.Harendra Prasad

**CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA**

ORAL ORDER

2 11-04-2019 Heard learned counsel for the petitioner and learned
A.P.P. representing the State.

The petitioner seeks bail in connection with
Phulwarisharif (Janipur) P.S. Case No. 725 of 2018 registered
under Sections 302/34 of the Indian Penal Code and Section 27
of the Arms Act.

The accusation is that informant Kamakhya Narayan
Sharma, while irrigating his paddy field, received an
information about murder of his son, namely, Vishal Bhaskar @
Shibu Kumar. After getting information, he reached at the place
of occurrence along with his neighbour, Ramanand Sharma and
saw the dead body of his son, sustaining several fire-arm
injuries.



The learned counsel appearing on behalf of the petitioner submits that petitioner is not named in the FIR. On the basis of extra judicial confessional statement of co-accused Bibhash Ranjan, petitioner was apprehended by the police, which has no evidentiary value in the eye of law. It has also been submitted that after investigation, police has submitted charge-sheet. Petitioner has no criminal antecedent and he is in custody since 11.12.2018.

Having regard to the facts and circumstances of the case, the petitioner, above named, is directed to be released on bail on execution of bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned A.C.J.M.-15, Patna in connection with Phulwarisharif (Janipur) P.S. Case No. 725 of 2018.

(Rajendra Kumar Mishra, J)

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