

IN THE HIGH COURT OF JUDICATURE AT PATNA

CRIMINAL MISCELLANEOUS No.34786 of 2019

Arising Out of PS. Case No.-21 Year-2018 Thana- BARHARIA District- Siwan

RAJA KHAN @ SAMEER KHAN @ RAJA HUSSAN @ SAMIR KHAN @
RAJA HASSAN Son of Reyaj Khan Resident of Village-Mahaicha, Police
Station-Uchakagaon, District-Gopalganj.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ram Pravesh Nath Tiwari
For the Opposite Party/s : Mr.Bhanu Pratap Singh

CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

2 19-06-2019 Heard learned counsel for the petitioner and the
learned counsel appearing on behalf of the State.

The petitioner is in jail since 31.01.2018 in
connection with Barharia P.S. Case No. 21 of 2018
registered for the offences under Sections 302, 201 of Indian
Penal Code.

Learned counsel for the petitioner submits that
under similarly situated co-accused namely Shahid Aftab @
Solder has been granted bail by this court vide order dated
17.05.2019 passed in Cr. Misc. No. 30085/2019. Learned
counsel submits that the case of the present petitioner is



identical to the aforementioned petitioner namely, shahid Aftab @ Solder, therefore, the petitioner, in the present case, may also be granted the same privilege of bail.

Considering the facts and circumstances of this case and in view of the fact that the case of the petitioner stands on similar footing to that of co-accused Shahid Aftab @ Solder, who has since been extended the privilege of bail in Cr. Misc. No. 30085 of 2019 vide order dated 17.05.2019, let the petitioner, above named be released on bail on his furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Siwan in connection with Barhariya P.S. Case No. 21 of 2018, subject to the following conditions:

- (1) Father of the petitioner will be the bailor.
- (2) The petitioner shall not indulge himself in any similar offences till conclusion of the trial.
- (3) The petitioner shall remain physically present in Court on each and every date during trial and in the event of his failure on two consecutive dates without sufficient reasons, his bail bonds shall be liable to be cancelled by the learned Court concerned.
- (4) The petitioner shall co-operate with the



investigation, if not already concluded, and make himself
available as and when so required and in case of failure, the
State shall be at liberty to move for cancellation of bail.

(Anjana Mishra, J)

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