

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.32328 of 2019

Arising Out of PS. Case No.-480 Year-2017 Thana- RUPASPUR District- Patna

AVINASH KUMAR, S/o Mahendra Rai, R/o village- South Mandiri, Hathua
Pathsala, P.S.- Budha Colony, District- Patna

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Surendra Kumar Mishra, Advocate
For the Opposite Party/s : Mr. Pawan Kumar Chaurasia, APP

CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

2/ 15-05-2019 Heard learned counsel for the petitioner and learned
APP for the State.

Petitioner seeks bail in **Rupaspur P.S. Case No.480**
of 2017 instituted for the offence under Section(s) 302/34, 120-
B Indian Penal Code and Section 27 of the Arms Act.

Counsel for the petitioner submits that petitioner is
not named in the First Information Report.

In the written report, it is alleged that son of the
informant was shot dead by unknown persons. The informant
has further alleged that on 15.12.2017 at about 11.00 PM his son
was taken by Abhishek Kumar on his motorcycle. He and his
son was threatened by Yogendra Rai. It is further alleged that his
son has been done to death by Abhishek Kumar in conspiracy
with Yogendra Rai.



Counsel for the petitioner further submits that co-accused, Yogendra Rai, has already been granted regular bail by co-ordinate Bench of this Court by order dated 02.05.2018 passed in Cr. Misc. No.26045 of 2018.

Name of the petitioner has come during investigation merely on suspicion, which also finds mention in the impugned order of the learned Sessions Judge.

Petitioner is in custody since 06.04.2019.

In the facts and circumstances of the case, prayer of the petitioner for grant of bail is allowed. Let the petitioner, above named, be released on bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the **Additional Chief Judicial Magistrate, II, Danapur**, in connection with **Rupaspur P.S. Case No.480 of 2017**, subject to the condition that both the bailors shall be close relative of the petitioner.

(Sanjay Priya, J)

J. Alam/-

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