

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.37068 of 2019

Arising Out of PS. Case No.-887 Year-2018 Thana- BHABHUA District- Kaimur (Bhabua)

ADNAN KHAN @ ANDAN KHAN @ ADNAM KHAN Son of Enamul
Khan Resident of Village - Bhabua Chhawani Mohalla, P.S.- Bhabua, Distt -
Kaimur at Bhabua.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rajani Kant Pandey

For the Opposite Party/s : Mr.Bal Mukund Prasad Sinha

CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

5 20-09-2019 Petitioner seeks bail in anticipation of his arrest in
connection with Bhabua P.S. Case No. 887 of 2018 registered
for the offence punishable under Section 302 of the Indian Penal
Code.

As per prosecution case son of informant had gone
along with the petitioner and later on he was killed.

Submission of learned counsel for the petitioner is
that the allegation is false and concocted and as a matter of fact
son of informant and several accused persons, including the
petitioner were celebrating a party and it appears that while
returning on a bike they met with an accident and both of them
sustained several injuries and due to which the deceased died
and injuries of the petitioner have also been mentioned in
paragraph-34 of the case diary. It has further been submitted that



even the supervising authority has found the case true under Sections 279 and 304A IPC.

Heard learned APP, who has opposed the prayer for anticipatory bail stating that investigation is still going on.

In view of above facts and circumstances, let petitioner surrender within a period of two weeks from the receipt of this order in the court below and on surrender he shall be released on bail on furnishing bail bond of Rs.25,000/- (Rupees twenty five thousand) with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Kaimur at Bhabua, in connection with Bhabua P.S. Case No. 887 of 2018, subject to the conditions as laid down under Section 438(2) of the Cr.P.C. and further condition is that one of the bailors of the petitioner shall be a local person having sufficient immoveable property within the jurisdiction of the court concerned and further condition is that petitioner has to co-operate in the investigation and appear before the police as and when required.

(Vinod Kumar Sinha, J)

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