

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.34192 of 2019

Arising Out of P.S. Case No.-196 Year-2018 Thana- SAHAR District- Bhojpur

BAHADUR SINGH, aged about 28 years (Male), Son of Raja Ram Singh
Resident of Village - Bajrean, P.S.- Sahar, Dist.- Bhojpur.

... .. Petitioner

Versus

THE STATE OF BIHAR

... .. Opposite Party

Appearance :

For the Petitioner : Mr. Ravindra Kumar, Advocate
For the Opposite Party : Mr. Tarun Prasad Mandal, APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

5 28-08-2019 Heard learned counsel for the petitioner, learned
Additional Public Prosecutor and perused the case diary.

The petitioner is in custody in connection with Sahar
P.S.Case No.196 of 2018 registered for an offence under section
302/34 of the Indian Penal Code.

The prosecution case is that when the informant
reached to village-Vishpur Tola near bridge then he saw his son
on motorcycle going towards his house from Barauni Bazar and
in the meantime, all the accused persons surrounded his son and
fired upon his son which hit his chest as a result of which he
died at the spot.

It is submitted on behalf of the petitioner that there is
no specific allegation against this petitioner. He further submits
that though the allegation of firing against two persons



including the petitioner but the postmortem report goes to show that only one fire arm injury has been found on the person of the deceased. It is also submitted that similarly situated co-accused Jalandhar Singh whose case is on similar footing has been allowed regular bail by a coordinate Bench of this Court in Cr.Misc.No.80784 of 2018 vide order dated 28.02.2019. Petitioner has got no criminal antecedent and he is in custody since 30.08.2018.

In the view of the aforesaid facts, let the above named petitioner 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 learned Additional Chief Judicial Magistrate-X, Bhojpur at Ara in connection with Sahar P.S.Case No.196 of 2018 with condition that the petitioner shall fully cooperate in the trial of the case, failing which the Court below shall be at liberty to cancel the bail bond of the petitioner.

(Prabhat Kumar Singh, J)

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