

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.40401 of 2019

Arising Out of PS. Case No.-88 Year-2018 Thana- HATHIDAH District- Patna

1. Lalan Kumar
2. Raj Kumar @ Raju Kumar
Both Sons of Brajesh Kumar @ Brajesh Singh, Residents of Village-
Barahpur, Police Station- Mokama, District- Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Jai Shanker Prasad
For the Opposite Party/s : Mrs.Gulnar Begum

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL ORDER

3 27-09-2019 Heard learned counsel for the petitioners and State.

The petitioners are in custody in connection with
Hathidah P.S. Case No. 88 of 2018 for the offence under
Sections 302, 307, 120B/34 of the Indian Penal Code and
Section 27 of the Arms Act.

Learned counsel for the petitioners submits that the
petitioners have been made accused in the instant case under the
influence of son-in-law of uncle of the petitioner. He further
submits that there is allegation of indiscriminate firing against
these petitioners, but from the post-mortem of the dead body
only one fire arm injury was found on the person of the
deceased, which runs contrary to the prosecution case. The



petitioners are in custody since 02.01.2019.

Considering the fact that the petitioners have remained in custody for more than 9 months and only one fire arm injury was found on the dead body, the petitioners, named above, are directed to be released on bail on furnishing bail bonds of Rs.10,000/- (Rupees ten thousand) each with two sureties of the like amount each to the satisfaction of Additional Chief Judicial Magistrate-IV, Barh, Patna in connection with Hathidah P.S. Case No. 88 of 2018 with the condition that both of the bailors should be the elected representative of the local body.

(Anil Kumar Upadhyay, J)

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