

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.40677 of 2019

Arising Out of PS. Case No.-24 Year-2019 Thana- BHAWANIPUR District- Purnia

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DHIRAJ YADAV S/O Late Bouku Yadav Resident of village- Basgarh, P.S.-
Uda- Kishunganj, District- Madhepura. Petitioner/s

Versus

The State of Bihar Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Sanjay Kumar Singh

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

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CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

3 12-09-2019 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner has prayed for bail in connection with
Bhawanipur P.S. Case No. 24 of 2019 registered for the offences
punishable under sections 302, 201, 120-B of the Indian Penal
Code and section 27 of the Arms Act.

As per the FIR, while the informant, an A.S.I. of the
Police, was at the petrol pump, he heard about a dead body
being recovered. An FIR was registered against un-known.

It is submitted by learned counsel for the petitioner
that the petitioner is not named in the FIR. In course of
investigation, in the confessional statement of co-accused
Govind Kumar Mandal, the name of the petitioner has
transpired. He had categorically stated that Bablu Yadav had
shot the deceased. He has further disclosed that after the alleged



occurrence, he had parked the Bolero vehicle in the 'Basa' of the petitioner and except this, no overt act has been alleged against the petitioner in the said confessional statement. It is further stated that the said Govind Kumar has been enlarged on bail on 02.08.2019 passed in Cr. Misc. No. 47638 of 2019.

The application for bail is opposed by learned APP for the State.

Having heard learned counsel for the parties and taking into consideration the fact that the name of the petitioner has transpired on confessional statement of co-accused who has already been enlarged on bail, the petitioner being in custody since 07.03.2019 having no criminal antecedent, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be enlarged on bail on furnishing bail bonds of Rs. 10,000/- (Rs. ten thousand only) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Purnea in connection with Bhawanipur P.S. Case No. 24 of 2019.

(Partha Sarthy, J)

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