

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.65506 of 2018

Arising Out of PS. Case No.-33 Year-2013 Thana- CHANAN District- Lakhisarai

Binod Paswan @ Chhotu Paswan Son of Parmeshwar Paswan Resident of
Village-Laxminiya,P.S. Kajara,Distt.-Lakhisarai

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Manoj Kumar, Adv

For the Opposite Party/s : Mr.Sri Mustaque Alam, APP

CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

7 09-04-2019 Heard learned counsel for the petitioner and
learned APP for the State.

Petitioner seeks bail in a case registered for the
offences punishable under Sections 147,148,149,302,307 and
427/120B of the Indian Penal Code, Section 27 of Arms Act,
Sections 3/4 of Explosive Substance Act, Sections 150,151 &
152 of Railways Act and Sections 16/18(B)/20 U.A.P. Act,
1967.

The FIR of the occurrence of murder is against
100 unknown extremists.

Submission is that there is no direct evidence
against the petitioner. Petitioner is in custody since 08.06.2018.
The trial has not been yet committed to the court of sessions
which would be evident from the report of the learned



Railway Magistrate, Kiul, Lakhisarai dated 18.03.2019.

Learned counsel for the informant opposed the prayer for bail only for the reason that the petitioner is carrying criminal antecedent.

Only criminal antecedent cannot be a ground to refuse the prayer unless there is some substantial material against the petitioner, hence, let the petitioner, above named, be released on bail on furnishing bail bond of Rs.20,000/- (Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Court below where the case is pending in connection with Chanan Police Station Case No.33 of 2013, subject to the condition that both bailors shall be resident of territorial jurisdiction of the learned court below and further the petitioner shall fully cooperate with the trial of the case, failing which the court below shall be at liberty to cancel the bail bond of the petitioner.

(Birendra Kumar, J)

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