

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.46177 of 2019

Arising Out of PS. Case No.-36 Year-2019 Thana- GOPALPUR District- West Champaran

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FIDA MIAN @ FIDA HUSSSAIN Son of Late Suleman Mian Resident of
Village - Awaraiya Tiwari Tola, Ward No.1, P.S.- Banuchapar, Dist.- West
Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Ajay Kumar Thakur, Mr. Nilesh Kumar
For the Opposite Party/s : Mr.Bharat Lal

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 31-07-2019 Heard learned counsel for the petitioner, learned APP
for the State and learned counsel for the informant.

The petitioner seeks bail in a case instituted for the
offences under Sections 302/34 of the Indian Penal Code and
27 of the Arms Act.

The prosecution case in short is that the husband of
the informant was killed by the accused persons.

It has been submitted on behalf of the petitioner that
the petitioner is in custody since 15.3.2019. There is no
allegation of tampering of witnesses alleged against the
petitioner. Charge-sheet has been submitted in the present case.
The name of the petitioner has transpired on the basis of
confession of co-accused. Except for suspicion, there is no other



substantive evidence to suggest his implication in the present case. There is no eye witness to the alleged occurrence nor there is any circumstantial evidence to suggest his participation in the present case.

On behalf of the State, it is submitted that the petitioner is named in the F.I.R.

Considering the aforesaid facts and circumstances, it is directed that the petitioner, above named, be released on bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, West Champaran, Bettiah in connection with Gopalpur P.S. Case No. 36 of 2019.

(Sudhir Singh, J)

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