

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.49964 of 2019

Arising Out of PS. Case No.-292 Year-2019 Thana- BHAGALPUR KOTWALI District-
Bhagalpur

Ankit Kumar Son of Ajay Yadav @ Ajay Pd. Yadav Resident of Village - Bari
Khanjarpur, P.S.- Barari, District – Bhagalpur. Petitioner/s
Versus

The State of Bihar Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Dhananjay Kumar Gupta
For the Opposite Party/s : Mr.Umeshanand Pandit

CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

3 27-09-2019 Heard the learned counsel for the petitioner and the

learned APP for the State.

The petitioner seeks regular bail in connection
with Kotwali (Tilkamanjhi) PS case no. 292 of 2019 instituted
for the offences punishable under Sections 302, 307 and other
sections of Indian Penal Code.

The allegation is regarding the accused persons
having assaulted the deceased leading to his death, on account
of fight having taken place in between the prosecution party and
the accused persons.

The learned counsel for the petitioner has
submitted that the petitioner is a young student and has not
committed any crime. It is further submitted that there is no
eye- witness in the present case and the petitioner has been
apprehended merely on suspicion by the police party and



confessional statement has been recorded forcibly. It is further submitted that even otherwise, a bare perusal of the case diary would show that there is no circumstantial evidence in order to connect the petitioner with the alleged crime. It is also submitted that the petitioner is languishing in custody since 07.05.2019 and he is having a clean antecedent.

Having regard to the facts and circumstances of the case, the abovenamed petitioner is directed to be released on regular bail on furnishing bail bond of Rs. 10,000/- (Rs. Ten thousand) with two sureties of the like amount each to the satisfaction of Chief Judicial Magistrate, Bhagalpur in connection with Kotwali (Tilkamanjhi) PS case no. 292 of 2019.

It is further directed that the petitioner shall mark his presence before the officer-in-charge of the concerned police station at 10 am on every Monday and in case of failure to do so on two consecutive occasions, the present privilege of bail shall stand cancelled automatically and the petitioner would be taken into custody forthwith.

(Mohit Kumar Shah, J)

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