

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.79573 of 2018

Arising Out of PS. Case No.-114 Year-2015 Thana- MATIHANI District- Begusarai

Raushan Kumar Son of Arvind Kumar Singh, resident of Village - Sihma, P.S-
Matihani, District - Begusarai, at present Sir Ganesh Dutt Nagar, P.S.- Nagar,
District - Begusarai

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Babita Kumari

For the Opposite Party/s : Mr.Sri Rajballabh Singh

CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

2 30-01-2019 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner is in custody since 28.09.2018 in
connection with Matihani P.S. Case No. 114 of 2015 for the
offence registered under Sections 147, 148, 149, 452 and 302 of
the Indian Penal Code and Section 27 of the Arms Act.

Learned counsel for the petitioner submits that the
petitioner is not named in the first information report but his
name has surfaced in the statement of one Rinku Devi, who has
stated that he along with others, who are named in the first
information report and one other co-accused, namely, Prince
Kumar @ Prem Kumar and unknown persons killed her brother-
in-law.



It is further submitted that the statement of the said witness is based upon some hearsay information received by her as she was not at the place of occurrence on the concerned date. It is further submitted that had this petitioner been part of the first information, he too would have been named in the first information report itself by the wife of the deceased and the brother of the deceased as this petitioner is well known to them.

Considering the aforesaid facts and circumstances of the case and also because one co-accused, namely Prince Kumar @ Prem Kumar, who has also been named by the some witnesses, has since been extended the privilege of regular bail vide order dated 09.11.2017 passed in Cr. Misc. No. 52360 of 2017, let the petitioner, above named, be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of Judicial Magistrate, -1st , Begusarai. in connection with Matihani P.S. Case No. 114 of 2015.

(Anjana Mishra, J)

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