

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.61853 of 2019

Arising Out of PS. Case No.-299 Year-2019 Thana- BEGUSARAI MUFFASIL District-
Begusarai

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Azad Paswan Son of Mahendra Paswan Resident of Village- Haiwatpur, Ward
No. 5, Police Station- Muffasil, District- Begusarai.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Rai Mukesh Sharma
For the Opposite Party/s : Mr. Amitesh Kumar

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 27-11-2019 Heard learned counsels for the petitioner and the

State.

The petitioner is languishing in custody since 17.06.2019
in a case registered for the offences punishable under Sections
324, 307 and 302/34 of the IPC and Section 27 of the Arms Act.

The prosecution case is that on 13.06.2019, the informant
was dancing in the marriage ceremony of his maternal brother
when all the FIR named accused persons came armed with
pistol and resorted to fire, which hit the mother of the informant,
who subsequently succumbed to the injuries. It is alleged that
the name of the petitioner sprang up during investigation on the
basis of the statement of sister of the informant.

It is submitted by learned counsel for the petitioner that the



petitioner was not named in the FIR. His name subsequently sprang up during investigation on the basis of statement of the sister of the informant. It is further submitted that accusation of resorting to fire has not been made against the petitioner. Moreover, the investigation has already been concluded. A statement has been made in paragraph no.3 of the petition that the petitioner is not having any criminal antecedent.

Learned APP submits that the name of the petitioner sprang up during investigation.

Considering the fact that accusation of resorting to fire has not been levelled against the petitioner, investigation has already been concluded and the period under custody, coupled with the statement made in paragraph no.3 of the petition that the petitioner is not having any criminal antecedent, let the above named petitioner be released on bail on furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of like amount each to the satisfaction of learned CJM, Begusarai in connection with Begusarai Mufassil P.S. Case No. 299 of 2019.

(Dinesh Kumar Singh, J)

Amrendra/-

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