

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.2151 of 2020

Arising Out of PS. Case No.-316 Year-2019 Thana- PATNA CITY CHOWK District- Patna

Sunil Kumar Son of Manoj Mahto Resident of Village - Jamuni Ray Ka Kuan,
Patna City, P.S.- Khajekalan, Dist.- Patna.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Jay Ram Prasad, Advocate

For the Opposite Party/s : Mr.Nirmal Kumar Sinha, APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

4 29-05-2020 This matter is taken up for consideration through
Video Conferencing under the orders of Hon'ble the Chief
Justice.

Heard learned counsel for the petitioner and learned
A.P.P for the State.

The petitioner seeks bail in **Chowk P.S. Case No. 316
of 2019**, registered for the offences punishable under Section
302 of the Indian Penal Code and section 27 of the Arms Act.

As per prosecution case, on 19.09.2019 at about 19.30
the informant received information that one person was shot
dead at R.O.B. thereafter, the informant reached at the said place
and saw that one person was lying in injured condition.
Thereafter, the informant along with other took the injured to
the N.M.C.H., Patna for treatment, but during course of



treatment he died. On the basis of aforesaid statement, the present case was lodged.

It is submitted on behalf of the petitioner that petitioner has falsely been implicated in this case. Petitioner has committed no offence. FIR is against unknown. It is further submitted that Nazia daughter of co-accused Hasna Khatoon and deceased was having love affair. Petitioner is in custody since 25.09.2019.

Considering the aforesaid facts and circumstances, the petitioner above-named, is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000 (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned **Additional Chief Judicial Magistrate 2nd, Patna City** in connection with **Chowk P.S. Case No. 316 of 2019** subject to following conditions:-

(i) The petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the court and shall remain physically present as directed by the Court and in the event of failure on two consecutive dates without sufficient reasons, his bail bond shall be liable to be cancelled by the court below.

(ii) If the petitioner tampers with the evidence or the



witnesses of the case, in that case, prosecution will be at liberty
to move for cancellation of bail of the petitioner.

(Prabhat Kumar Singh, J)

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