

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.14385 of 2020

Arising Out of PS. Case No.-509 Year-2019 Thana- BIDUPUR District- Vaishali

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MUNCHUN KUMAR Son of Arbind Singh @ Arvind Singh Resident of
Village- Gopalpur Chaknai, P.S.- Bidupur, District- Vaishali.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mrs. Madhuri Kumari

For the Opposite Party/s : Mr.Madhura Nand Jha

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 02-03-2020 Heard learned counsel for the petitioner and learned
APP for the State.

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

Allegation is that the six accused persons including
the petitioner on two motorcycles came and co-accused Aditya
Kumar shot down the informant's son while others fled away
firing gun shots. The victim was brought to the Hospital where
he was declared dead.

It has been submitted on behalf of the petitioner that
the petitioner is in custody since 19.12.2019 and has got no
criminal antecedent. There is no allegation of tampering of
witnesses alleged against the petitioner. The main allegation is



alleged against the co-accused, namely, Aditya Kumar, who is alleged to have fired upon the deceased which led to his death. So far the petitioner is concerned, he is a member of unlawful assembly. Except for this, there is no other substantive evidence to suggest his implication in this case. No overt act is alleged against the petitioner nor any injury is said to have been caused by him upon the deceased.

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

Considering the aforesaid facts and circumstances, let 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 C.J.M., Vaishali (Hajipur) in connection with Bidupur P.S. case No.509 of 2019.

(Sudhir Singh, J)

Narendra/-

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