

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.68365 of 2019

Arising Out of PS. Case No.-71 Year-2019 Thana- PARAIYA District- Gaya

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Birendra Singh @ Butaie Singh S/o Late Beyadar Singh, R/o village-
Chhakkan Bigha, P.S.- Paraiya, District- Gaya.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Pawan Kumar Singh

For the Opposite Party/s : Asha Devi

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CORAM: HONOURABLE MR. JUSTICE SHIVAJI PANDEY
ORAL ORDER

3 06-03-2020 Heard learned counsel for the petitioner and learned
counsel for the State.

In this case, the petitioner is seeking anticipatory bail
in connection with Paraiya P.S. Case No.71 of 2019 registered
for offence punishable under section 302/34 of the Indian Penal
Code.

Allegation has been made by the informant that his
cousin brother has been killed by the persons who were dining
along with his cousin brother.

The learned counsel for the petitioner submits that it
is a case of circumstantial evidence and in one case, in the case
of Awadhesh Singh in Cr. Misc. No.79864 of 2019, one of the
coordinate Bench of this Court has granted regular bail, but the
present matter is for grant of anticipatory bail and the informant



has brought an FIR where the allegation has been made that the brother of the petitioner is threatening to the family of the informant for dire consequences.

In such view of the matter, this Court is not inclined to grant bail to the petitioner and accordingly, his prayer for bail is rejected. However, if the petitioner surrenders before the court below and prays for regular bail, the court below without being prejudiced by this order will take decision in accordance with law.

(Shivaji Pandey, J)

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