

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.74061 of 2019

Arising Out of PS. Case No.-218 Year-2019 Thana- DURGAWATI District- Kaimur (Bhabua)

Chhotu Yadav @ Suraj Kumar Yadav, Son of Ravindra Yadav, Resident of
Village- Karmnasha Bazar, P.S.- Durgawati, District- Kaimur at Bhabua.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Pawan Kumar Singh

For the Opposite Party/s : Mr.Ram Naresh Ray

**CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA**

ORAL ORDER

3 17-03-2020 Heard learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner is accused in connection with
Durgawati P.S. Case No. 218 of 2019, registered under Sections
302 and 201/34 of the Indian Penal Code and later on, Sections
396, 412 and 120(B) of the Indian Penal Code have been added.

Learned counsel for the petitioner submits that it
would appear from the FIR that on the basis of Fradebyan of
Choukidar, Mahendra Ram, Durgawati P.S. Case No. 218 of
2019 was instituted against unknown but in course of
investigation, co-accused, Lalbabu Baitha, was apprehended on
08.09.2019, who confessed his guilt disclosing the name of
seven others including the petitioner having hand in the murder



of deceased, Afjal Khan. It is further submitted that similarly situated co-accused, Anuj Kumar and Md. Hussain Ali @ Hussain Ali, whose names have also come in the confessional statement of Lalbabu Baitha, have already been granted privilege of bail by a Bench of this Court vide orders dated 29.01.2020 and 13.01.2020, respectively, passed in Criminal Misc. No. 70692 of 2019 and Criminal Misc. No. 76905 of 2019. Further submission is that petitioners have no criminal antecedent and are in custody since 09.09.2019.

Having regard to the facts and the circumstances of the case, the petitioner above named, is directed to be released on bail on furnishing bail bond of Rs.10,000/-(Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Kaimur at Bhabua, in connection with Durgawati P.S. Case No. 218 of 2019. Out of two sureties, one surety must be the close relative of the petitioner.

(Rajendra Kumar Mishra, J)

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