

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.80328 of 2019

Arising Out of PS. Case No.-1 Year-2019 Thana- KHODAWANDPUR District- Begusarai

ROHIT KUMAR @ BUCHCHI Son of Laxmi Mahto Resident of Village-
Sakrouli, P.S.-Cheriya Bariyarpur, District-Begusarai.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Arjun Prasad

For the Opposite Party/s : Mr.Ram Bilash Roy Raman

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

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

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

The prosecution case in short is that the accused
persons shot at the son of the informant due to which he died.

It has been submitted on behalf of the petitioner that
the petitioner is in custody since 24.7.2019. There is no
allegation of tampering of witnesses alleged against the
petitioner. Charge-sheet has been submitted in the present case.
The petitioner is not named in the F.I.R. The name of the
petitioner has transpired on the basis of recovery of mobile
phone which is alleged to be of the deceased. The said mobile



phone has not been put on T.I.P. to ascertain that the same belongs to the deceased or not. Except for this, there is no other substantive evidence to suggest his implication in the present case. Other co-accused has been granted bail vide order dated 17.12.2019 passed in Cr. Misc. No. 65258 of 2019.

On behalf of the State, it is submitted that the petitioner is not named in the F.I.R.

Considering the aforesaid facts and circumstances, it is directed that 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 S.D.J.M., Manjhaul, Begusarai in connection with Khodawandpur P.S. Case No. 01/2019.

(Sudhir Singh, J)

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