

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.87489 of 2019

Arising Out of PS. Case No.-169 Year-2019 Thana- KAUWAKOL District- Nawada

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Kaushal Yadav, aged about 25 years, Male, Son of Anil Yadav @ Anik Yadav,
Resident of Village - Manniyari, P.S.- Kauakol, District - Nawada.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Tej Narayan Singh, Advocate

For the Opposite Party/s : Mr.Zainul Abedin

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CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

4 20-02-2020 Heard learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner apprehends his arrest in connection
with Kauakol P.S. Case No. 169 of 2019 registered for the
offences punishable under Sections 363, 364, 302 of the Indian
Penal Code.

The F.I.R. was lodged on missing of the husband of
the informant. After two months, dead body of the victim was
recovered and two other persons, apprehended by the police,
confessed before the police where name of the petitioner
surfaced. Petitioner has got no criminal antecedent. There is no



material to substantiate that the petitioner is going to tamper with the evidence or abscond the process of law.

Learned counsel for the petitioner submits that on the basis of confessional statement of the co-accused, namely, Anuj Yadav before the police, there is no other material against the petitioner. Learned counsel for the petitioner further submits that similarly situated co-accused has been granted anticipatory bail by this Co-ordinate Bench of this Court vide order dated 23.01.2020 passed in Cr. Misc. No.80052 of 2019.

In the facts and circumstances of the case, let the above named petitioner be released on bail, in the event of arrest or surrender before the learned Court below within a period of six weeks from today, on furnishing bail bond of Rs. 20,000/- (twenty thousand) with two sureties of the like amount each to the satisfaction of Chief Judicial Magistrate, Nawada in connection with Kauakol P.S. CaKaushal Yadav, subject to the condition as laid down under Section 438(2) of the Cr.P.C. as well as subject to the following conditions :-

(a) The petitioner shall fully cooperate with the investigation/trial of the case, failing which the court below shall be at liberty to cancel the bail bond of the petitioner.

(b) Both the bailors shall be resident of the territorial



jurisdiction of the learned court below.

(c) The petitioner shall not leave the country without
permission of the trial court.

(Anjani Kumar Sharan, J)

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