

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.87048 of 2019

Arising Out of PS. Case No.-55 Year-2019 Thana- IMADPUR District- Bhojpur

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Ajad Paswan, Male, aged about 21 years, S/o Megha Paswan Resident of
Village- Rajpur, P.S.- Imadpur, Dist- Bhojpur.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Parijat Saurav, Advocate

For the Opposite Party/s : Dr. Ajeet Kumar, APP

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CORAM: HONOURABLE MR. JUSTICE AHSANUDDIN AMANULLAH
ORAL JUDGMENT

Date : 19-03-2020

Heard learned counsel for the petitioner and
learned APP for the State.

2. The petitioner is in custody in connection with
Imadpur PS Case No. 55 of 2019 dated 06.08.2019 instituted
under Sections 341/323/324/325/307/504/506/34 of the Indian
Penal Code and later on Section 302 of the Indian Penal Code
was also added.

3. The allegation against the petitioner and two
others is of assaulting the father of the informant who later on
succumbed to his injury.

4. Learned counsel for the petitioner submitted that
he is innocent being a young person pursuing his studies having
no other criminal antecedent. It was submitted that only on the



basis of name taken in the FIR, that too on suspicion, he has been implicated. It was submitted that there has been no recovery of any incriminating material from the petitioner and even during investigation no eye witness has come and most importantly, no motive has been assigned as to why the petitioner would commit such a heinous crime and is in custody since 07.08.2019.

5. Learned APP, from the case diary, submitted that witnesses have only stated with regard to the petitioner being involved in the crime. However, he was not in a position to controvert the fact that nobody has given any reason as to why the petitioner would commit such crime.

6. Having considered the facts and circumstances of the case and submissions of learned counsel for the parties, let the petitioner be released on bail upon furnishing bail bonds of Rs. 25,000/- (twenty five thousands) with two sureties of the like amount each to the satisfaction of the concerned Judicial Magistrate, Bhojpur, Ara in Imadpur PS Case No. 55 of 2019. One of the bailors shall be a close relative of the petitioner. The petitioner and the bailors shall execute bond with regard to good behaviour of the petitioner. The petitioner shall also give an undertaking to the Court that he shall not indulge in any



criminal activity. Any violation of the terms and conditions of the bonds or the undertaking shall lead to cancellation of his bail bonds. The petitioner shall cooperate in the case and be present before the Court on each and every date. Failure to cooperate or being absent on two consecutive dates, without sufficient cause, shall also lead to cancellation of his bail bonds.

7. The application stands disposed off in the aforementioned terms.

(Ahsanuddin Amanullah, J)

Anjani/-

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