

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.40508 of 2020

Arising Out of PS. Case No.-132 Year-2020 Thana- BARHIYA District- Lakhisarai

VIKASH KUMAR S/o Gujju Das R/o Village- Mali Tola, Ward No.-9, P.S.-
Barahiya, Distt- lakhisarai.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Amresh Kumar Sinha
		Mr. Rajesh Kumar Sinha
For the Opposite Party/s	:	Mr. Zainul Abedin, APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 23-03-2021 Heard both parties.

The petitioner seeks bail in Barahiya P.S. Case No. 132 of 2020, registered for the offence punishable under Sections 302, 201 and 34 of the Indian Penal Code.

FIR is lodged against unknown after recovery of dead body of unknown person on the information given by *Chowkidar*.

It is submitted on behalf of the petitioner that petitioner is not named in the FIR. During course of investigation, the only material which has come against this petitioner is that he along with other co-accused were seen at the Barahiya Railway station where the dead body was found. Petitioner is in custody since 13.08.2020 having no criminal



antecedent as stated in para 3 of the petition.

Considering the facts and circumstances of the case, the petitioner above-named, is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Lakhisarai in connection with Barahiya P.S. Case No. 132 of 2020, subject to following conditions:-

(i) The petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the court and shall remain physically present as directed by the Court and in the event of failure on two consecutive dates without sufficient reasons, his bail bond shall be liable to be cancelled by the court below.

(ii) If the petitioner tampers with the evidence or the witnesses of the case, in that case, prosecution will be at liberty to move for cancellation of bail of the petitioner.

(Prabhat Kumar Singh, J)

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