

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.62470 of 2021**

Arising Out of PS. Case No.-139 Year-2020 Thana- GOPALGANJ TOWN District-
Gopalganj

=====

Vicky @ Shahbaj S/O Late Mahmad Chand @ Chand Miya R/O Marwari
Mohalla, P.S-Gopalganj Town, District- Gopalganj.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s	:	Mr. N.K.Agrawal, Sr.Adv. Mr.Arvind Kumar Mr.Gaurav Prakash
For the Opposite Party/s :		Mr.Mukeshwar Dayal

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**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER**

2. 17-11-2021 Heard learned counsel for the parties.

Earlier, the bail petitioner of petitioner was rejected,
vide order dated 18.03.2021 passed in Cr.Misc. No. 4106 of
2021 (Annexure - 1).

It is submitted on behalf of the petitioner that
similarly situated co-accused Raza Ali, who was also alleged to
have stabbed the deceased with knife on his back, has already
been granted bail by a coordinate Bench of this Court, vide
order dated 27.08.2021 passed in Cr.Misc. No. 13029 of 2021
(Annexure 3) on the ground that *post-mortem* report does not
support the allegation and no injury has been found on the back
of the deceased. From perusal of F.I.R., it is apparent that
petitioner and co-accused Raza Ali inflicted knife on the back of
deceased. Petitioner is in custody since 08.03.2020.



Considering the period of custody and the fact that co-accused Raza Ali, having similar allegation, has been granted bail, the bail petition of petitioner is allowed. Let the above named petitioner be released on bail on furnishing bail-bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge – IV, Gopalganj in connection with Gopalganj P.S. Case No. 139 of 2020.

(Prabhat Kumar Singh, J.)

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