

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.77051 of 2024

Arising Out of PS. Case No.-18 Year-2024 Thana- PATEPUR District- Vaishali

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Aktar Mian @ Akhtar Mian Son of Sobrati Mian Resident of Village - Basi
Pokhara Bahuara, Ward No.13, P.S. - Patepur, District - Vaishali at Hajipur
... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Lovekush Kumar

For the Opposite Party/s : Mr.Satyendra Prasad

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CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

3 13-12-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in a case registered for
the offence punishable under Sections 302/34 of the Indian
Penal Code.

3. As per the prosecution case, the informant
suspects that all the F.I.R. named accused persons, including
the petitioner, committed murder of the son of the informant for
the reason that son of the informant was in love with Mussarat
Khatoon, for which Patepur P.S. Case No. 01 of 2024 was
lodged.

4. Learned counsel for the petitioner submits that
no such occurrence as alleged ever took place. He is quite
innocent and has been falsely implicated in this case. The
allegation levelled against the petitioner is not specific rather
general and omnibus in nature. He submits that similarly



situated co-accused, has been enlarged on anticipatory bail by a co-ordinate bench of this Court. He further submits that there is no eye-witness in the present case, only on the basis of suspicion petitioner has been made accused in the present case. The petitioner has no criminal antecedent and has been languishing in custody since 19.06.2024.

5. Learned APP for the State opposed the bail petition.

6. Considering the facts aforesaid, the above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned Court below where the case is pending/successor Court in connection with Patepur P.S. Case No. 18 of 2024, subject to the further condition that petitioner shall cooperate 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 on his absence on two consecutive dates without sufficient reason, his bail bond shall be cancelled by the learned Trial Court.

(Anjani Kumar Sharan, J)

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