

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.84016 of 2023

Arising Out of PS. Case No.-165 Year-2022 Thana- MALSALAMI District- Patna

Shahrukh Alias Avinash Kumar Son of Sanjay Mistry Alias Sanjay Yadav
Resident of Sahdara Ramdhani Road PS - Malsalami District - Patna

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Arvind Kumar Pradhan

For the Opposite Party/s : Mr.Bishweshwar Ram

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

3 19-03-2024 Heard learned counsel for the petitioner and
learned APP for the State.

2. The petitioner seeks bail in connection with
Malsalami P.S. Case No. 165 of 2022 registered for the offence
under Section 363, 365, 34 of the Indian Penal Code and later
on Section 302/201/120B of the Indian Penal Code were also
added.

3. As per the prosecution case, the deceased was
killed by the criminals.

4. It has been submitted by the learned counsel for
the petitioner that at the time of killing of the deceased, the
petitioner was not there along with the criminals who have
killed the deceased in a car. The petitioner's name has come in
the confessional statement of other co-accused.



5. The petitioner is in jail since 1.6.2023.

7. Considering the aforesaid facts, this application is allowed.

8. Let the petitioner, above named, 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 the Judicial Magistrate, 1st Class, Patna City in connection with Malsalami P.S. Case No. 165 of 2022.

9. As a condition of this order, the petitioner, after being released on bail is directed to co-operate in the trial either by appearing personally or through his lawyer in the trial Court on each and every date fixed by the trial Court. Non-compliance of the condition will result in cancellation of the bail bonds of the petitioner.

(Sandeep Kumar, J)

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