

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.57063 of 2024

Arising Out of PS. Case No.-68 Year-2023 Thana- PUSA District- Samastipur

Shiv Narayan Ram Son Of Late Fudeni Ram @ Fudena Resident Of Village -
Harpur Pusa, Police Station - Pusa, District - Samastipur

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Lakshmindra Kumar Yadav, Advocate
For the State : Mr.Ajay Kumar Jha, APP

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

5 21-02-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. This is the second attempt on behalf of the petitioner for grant of bail in connection with Pusa P.S. Case No. 68 of 2023 registered for the offence punishable under Sections 302 and 120(B)/34 of the Indian Penal Code.

3. Earlier the bail application of the petitioner has been rejected vide order dated 29.11.2023 passed in Cr. Misc. No. 74168 of 2023.

4. As per the prosecution case, the petitioner is said to have assaulted the deceased.

5. Learned counsel for the petitioner submits that the petitioner is HIV positive, therefore, his prayer for bail may be considered on humanitarian ground.



6. I have considered the submissions of the parties.

7. From the document on record, it appears that the petitioner is HIV positive.

8. In view of the above, this application is allowed.

9. Let the petitioner, above named, be released on bail on furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned Additional District & Sessions Judge-VII, Samastipur/ concerned Court in connection with Pusa P.S. Case No. 68 of 2023.

(Sandeep Kumar, J)

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