

IN THE HIGH COURT OF JUDICATURE AT PATNA  
Cr.Misc. No.44510 of 2008  
MAKHAN PASWAN, son of late Rameshwar Paswan, Resident  
of village Dhepura, P.S. Bisfi (Aunsi), District Madhubani ... Petitioner  
Versus  
STATE OF BIHAR .....Opposite party  
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02/ 28.11.2008

Heard learned counsel for the petitioner and the State.

Petitioner is an accused in a case under Sections 311, 323, 354, 316, 379 and 504/34 of the Indian Penal Code and is named in the First Information Report along with two others, namely, Lakhan Paswan and Budhu Paswan.

It is submitted on behalf of the petitioner that he along with two others named in the First Information Report had filed Cr. Misc. No. 23772 of 2008 for grant of bail in the event of arrest, but during the pendency of the said application, petitioner was arrested, as such, his prayer for bail in the event of arrest was rejected, but the two other accused, namely, Lakhan Paswan and Budhu Paswan have been admitted to the privilege of bail in the event of arrest under orders dated 4.7.2008. Learned counsel for the petitioner further submitted that the case of the petitioner is exactly similar to that of Lakhan Paswan and Budhu Paswan, which fact is not disputed by the learned A.P.P.

In the circumstances, petitioner, namely, Makhan Paswan is directed to be released on bail on furnishing bail bond of Rs. 5,000/- (Rs. five thousand only) with two sureties of the like amount each to the satisfaction of the C.J.M., Madhubani in connection with Bisfi (Aunsi) P.S. Case No. 96 of 2007.

Arjun/

(V.N. Sinha, J.)