

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.42282 of 2015

Arising Out of PS.Case No. -6 Year- 2015 Thana -PHULPARAS District- MADHUBANI

1. Kariya @ Mama @ Mamajee @ Deva Yadav son of Nageshwar Yadav,
resident of village Nabtola, P.S. Phulparas District Madhubani.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Hriday Narayan Harshit

For the Opposite Party/s : Mr. Anuj Kr.Srivastava(App)

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR
JHA
ORAL ORDER

2 16-09-2015 Heard both sides.

The petitioner seeks bail in a case under Section 395
of the Indian Penal Code.

The informant identified the petitioner, Deva Yadav,
and Om Prakash Yadav while they were committing dacoity in the
shop of the informant.

It is submitted that for the same occurrence the police
lodged Phulparas P.S. case No. 7 of 2015 in which name of the
petitioner figured in the confessional statement of co-accused
Ranjeet Mishra, who was apprehended while fleeing away from
the place of occurrence. The petitioner is also named in Phulparas
P.S. case No. 6 of 2015.

It is submitted that similarly situated accused Sunil

Yadav has already been enlarged on bail.

From the perusal of the records, it appears that the informant identified the petitioner and Om Prakash Yadav and thereafter Ranjeet Mishra, who was apprehended while fleeing away from the occurrence, also disclosed the name of the petitioner.

Considering the facts aforesaid, I am not inclined to enlarge the petitioner on bail. Accordingly, the same is rejected.

(Prabhat Kumar Jha, J)

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