

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.53300 of 2015

Arising Out of PS.Case No. -170 Year- 2004 Thana -GHOSI District- JEHANABAD

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1. Vijay Yadav S/o Jag Narayan Yadav Residence of Village- Phatehpur,
P.s Dulhin Bazar, Dist Patna.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Rashmi Kumari Mandilwar

For the Opposite Party/s : Mr. Akbar Ali(App)

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CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

2 26-11-2015 Heard learned counsel for the petitioner as well as

learned Additional Public Prosecutor for the State.

Petitioner is not named but in course of investigation,

the name of petitioner came in this case in confessional statement

of co-accused and thereafter, only on the basis of confessional

statement of co-accused, petitioner was charge sheeted showing

absconder in the year 2004. Petitioner does not have any criminal

antecedent and except the above stated confessional statement of

co-accused, there appears to be nothing against him. Moreover,

there is nothing in the impugned order to show as to whether any

process was ever served upon the petitioner before declaring him

absconder.

Considering the aforesaid facts and circumstances as

well as submissions of the parties, let the petitioner 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 Sub Divisional Judicial Magistrate, Jehanabad in connection with Ghoshi P.S. Case No. 170 of 2004.

(Hemant Kumar Srivastava, J)

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