

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.9954 of 2015

Arising Out of PS.Case No. -83 Year- 2012 Thana -VIJAYPUR District- GOPALGANJ

Tabrej Alam @ Taurej Alam Son of Gulab Alam Resident of village-
Motipur Araj, Police station- Bhorey, District- Gopalganj.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Lokesh Kumar Singh

For the Opposite Party/s : Mr. Narendra Kr. Singh(App)

CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

3 01-12-2015 Heard learned counsel for the petitioner and learned
counsel appearing on behalf of the State.

The petitioner is apprehending his arrest in connection
with Bijaipur P.S Case No. 83 of 2012 registered under Section
379 of the Indian Penal Code.

In the present case, earlier the case diary was called for
which has since been received.

Learned counsel for the petitioner submits that the name
of the petitioner has surfaced only on the confessional statement of
made by co-accused, which is not admissible in evidence. He
further submits that he has no criminal antecedent and save and
except confessional statement of co-accused, there is no other
material in the case diary.

Learned counsel for the State, after perusal of the case diary, submits that the name of the petitioner has surfaced on confessional statement of co-accused, namely, Devendra Yadav as having participated in the occurrence.

Considering the aforementioned submissions and also the fact that the petitioner has no criminal antecedent and there is only confessional statement of co-accused against him, let the petitioner, above named, in the event of his arrest/surrender in the court below within a period of four weeks from the date of receipt/production of a copy of this order, 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 learned C.J.M., Gopalganj, in connection with Bijaipur P.S.Case No. 83 of 2012, subject to the conditions as laid down u/s 438(2) Cr.P.C.

(Anjana Mishra, J)

singh/-

U		T	
---	--	---	--