

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.4912 of 2015

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1. Gupteshwar Paswan @ Budha Paswan S/O Dilkeshwar Paswan Resident
of vill-Bharukh,P.S-Obra,Distt.-Aurangabad,(Bihar)

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Bachan Jee Ojha

For the Opposite Party/s : Mr. S.Dayal(App)

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR
JHA

ORAL ORDER

2 06-02-2015

Heard both sides.

The petitioner seeks bail in Daudnagar P.S.

Case No. 213 of 2014 registered under section 394 of the Indian
Penal Code.

The first information report is against unknown.

It appears that Kamta Singh, Rajendra Siongh, Gupteshwar
Paswan and Brij Bahadur Singh were arrested and they confessed
their guilt. The name of the petitioner figured in the case in the
confessional statement of co-accused. The petitioner was also
apprehended and the police got the confessional statement of
petitioner and on such pistol, live cartridges and Rs. 15000/- was
recovered.

Learned counsel for the petitioner submits that

there is no connection of looted money with the recovered money. Money was recovered from the house of the petitioner after 25 days of the occurrence. Except the confessional statement of co-accused, the police did not collect any tangible evidence to show the involvement of the petitioner in the alleged crime. The petitioner has not been put on T.I.P. although he is in jail since 29.08.2014.

Considering the aforesaid facts, the above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of like amount each to the satisfaction of S.D.J.M, Daudnagar Aurangabad in Daudnagar P.S. Case No. 213 of 2014.

(Prabhat Kumar Jha, J)

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