

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.49428 of 2014

Arising Out of PS.Case No. -172 Year- 2010 Thana -BEUR District- PATNA

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Dharmveer Prasad @ Gorakh @ Dharmveer @ Gorakh Yadav
..... Petitioner/s

Versus

The State of Bihar
..... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Dhirendra Kumar Sinha

For the Opposite Party/s : Md. Arif- (A.P.P.)

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CORAM: HONOURABLE MR. JUSTICE ADITYA KUMAR TRIVEDI
ORAL ORDER

03 27-03-2015 Heard learned counsel for the petitioner as well as

learned Additional Public Prosecutor.

Dacoits during course of commission of dacoity shot

at Anil Kumar Sinha, the head of the family, who succumbed to

his injury. Instant case has been registered on the fard-beyan of

son of Anil Kumar Sinha (deceased) wherein he had given some

clue. It is further evident from the order impugned that during

course of investigation, one Ramu Kumar @ Raju Kumar was

apprehended, who made inculpatory extra-judicial confessional

statement wherein he named so many persons including that of

petitioner whereupon petitioner was also apprehended and is under

custody since 05.08.2014. The learned lower Court had taken into

account the fact regarding release of Ramu Kumar as well as

Dharmendra Kumar by this Court as well as one Md. Nazid by the

learned lower Court itself, however, rejected the prayer only on ground that during confessional statement, petitioner has been shown to be assailant of deceased. Petitioner has not been put on Test Identification Parade nor any kind of incriminating recovered from his possession.

Accordingly, petitioner **Dharmveer Prasad @ Gorakh @ Dharmveer @ Gorakh Yadav** is directed to 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 the learned Chief Judicial Magistrate, Patna in connection with Beur P. S. Case no.172 of 2010.

(Aditya Kumar Trivedi, J)

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