

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.42242 of 2015

Arising Out of PS.Case No. -118 Year- 2015 Thana -FORBESGANJ District- ARRARIA
=====

1. Mahesh Yadav S/o Baldeo Yadav
2. Jhabbar Marik @ Jhabbar Yadav S/o Late Ram Krishna Yadav Both
village - Achara, P.S. Fulkaha, District - Araria

.... Petitioners

Versus

The State of Bihar

.... Opposite Party
=====

Appearance :

For the Petitioners : Mr. Kundan Kumar Singh
For the Opposite Party : Mr. Akhileshwar Dayal(App)

=====

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 04-11-2015 Heard the counsel for the petitioners and counsel for the

State.

The petitioners are languishing in jail since 26.06.2015
in a case instituted under Sections 395 and 397 of the Indian Penal
Code.

As per prosecution case, it is a case of robbery and
also looted some ornaments of the informant as also cash of
Rs.6,000/- by the accused persons.

It has been submitted on behalf of the petitioners that
the petitioners are in custody since 26.06.2015. Chargesheet has
been submitted in the case. There is no allegation of tampering of
evidence against the petitioners. Petitioners are not named in the
FIR. No test identification parade has been held. There is no

recovery of any incriminating article from the possession of the petitioners. It is further submitted that the petitioners may be released after completion of nine months in custody from 26.06.2015.

On behalf of the State, it has been submitted that the name of the petitioners has come on the basis of confessional statement of a co-accused and both the petitioners have got criminal antecedent.

Considering the aforesaid facts and circumstances, it is directed that the petitioners be released after completion of nine months in custody from 26.06.2015 on furnishing bail bond of Rs.10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of learned CJM, Araria in connection with Forbesganj (Simraha) P.S.Case No.118 of 2015.

(Sudhir Singh, J)

B.Kr./-

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