

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.29533 of 2015

Arising Out of PS.Case No. -35 Year- 2015 Thana -CHAURADANO District-
EASTCHAMPARAN(MOTIHARI)

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1. Rakesh Kumar son of Sheonath Rai, resident of village- Bakhari, P.S.-
Adapur, District- East Champaran

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Umesh Chandra Verma

For the Opposite Party/s : Mr. Ashok Kumar Singh-1(App)

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 28-07-2015

Heard learned counsel for the petitioner and learned

A.P.P. for the State.

Petitioner apprehends his arrest in a case registered
under sections 392, 511 of the Indian Penal Code.

Prosecution case in short is that on 21.02.2015 the
informant along with his family were sleeping in his house and on sound of
khat khat at the door he opened his door and saw three persons there and
their faces were covered with clothes. Two persons were armed with pistol
and one person pushed the door and entered into the house and on the point of
pistol they demanded money and ornaments and threatened to kill him. On
alarm raised by the informant villagers came there and one person was
caught by the help of the villagers and two persons fled away.

On behalf of the petitioner it is submitted that for the
same occurrence two separate cases were instituted one is for the offence
under section 392 I.P.C. and other under the Arms Act. It is further
submitted that the petitioner has no criminal antecedent. Petitioner is named

in the first information report on the basis of confession made by the co-accused. There is no recovery of any incriminating articles from the possession of the petitioner.

On behalf of the State it is submitted that petitioner is named in the first information report.

Considering the aforesaid facts, the above named petitioner in the event of his arrest or surrender before the court below within a period of four weeks from the date of receipt/production of a copy of this order is directed to be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of like amount each to the satisfaction of Shri S.K. Shrivastava, J.M. Raxaul, East Champaran at Motihari in Chaurandano P.S. Case no. 35 of 2015 , subject to the conditions as laid down under section 438(2) Cr.P.C.

(Sudhir Singh, J)

M.Rahman/-

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