

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.29693 of 2015

Arising Out of PS.Case No. -352 Year- 2014 Thana -MOTIHARI TOWN District-
EASTCHAMPARAN(MOTIHARI)

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1. Chhotu Kumhar @ Chhotu Kumar Son of Rajesh Mahto , resident of
Mohalla- Belbanwa, P.S.- Motihari (Town), District - East Champaran.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Virendra Kuar

For the Opposite Party/s : Mr. Dr. Ravindra Kumar (App)

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CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

3 27-10-2015 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner apprehends his arrest in connection with a
case registered for the offences punishable under Sections 379 of
the Indian Penal Code.

Learned counsel for the petitioner submits that he has not
been named in the First Information Report, his name surfaced in
the supervision note of the Additional Superintendent of Police,
(Sadar), Motihari who has stated that the co-accused Ravi Prakash,
Shubham Kumar and Sanni Kumar has confessed with regard to
the complicity of this petitioner.

Considering the fact that such confessional statement made
before the Police cannot be used against this petitioner as evidence,

let the petitioner, in the event of his arrest / surrender within a period of four weeks from the date of receipt/production of a copy of this order, be enlarged on bail on furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the each amount to the satisfaction of the learned Chief Judicial Magistrate, East Champaran at Motihari in connection with Motihari (Town) P.S. Case No. 352 of 2014 subject to the conditions as laid down under Section 438(2) of the Cr. P.C.

(Anjana Mishra, J)

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