

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.22210 of 2016

Arising Out of PS.Case No. -518 Year- 2009 Thana -SAHARSA District- SAHARSA

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1. Chandan Yadav Son of Naresh Yadav Resident of Village - Rakhouta,
P.S. Sonbarsa Raj, District Saharsa.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Bhim Kumar Yadav

For the Opposite Party/s : Mr. P.K.Panday(App)

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**CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN
SHARMA**
ORAL ORDER

2 24-05-2016 Heard the learned counsel for the petitioner as well as
the learned A.P.P for the State.

The petitioner seeks bail in a case for the offences
punishable under sections 395, 397 and 412 of the I.P.C

The petitioner is not named in the First Information
Report wherein it is alleged that in the way the miscreants
assaulted him and other persons snatched cash of Rs. 1650/- and
mobile etc. and from others also snatched their belongings. Out of
them one of the victims identified Pappu Sharma only.

Submission is of false implication and that the name
of the petitioner has been transpired only on the basis of the
confessional statement of co-accused Bijali Yadav and save and
except there is no legal evidence against the petitioner, the

petitioner is in custody since 10.03.2015 but he has not been put on the test identification parade, nothing has been recovered from his conscious possession and in this case similarly situated co-accused another Chandan Yadav has been allowed bail by the learned court below itself.

The learned A.P.P. after going through the impugned order submits that the petitioner has got criminal antecedent.

In the facts and circumstances as stated above, the petitioner is also 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 C.J.M. Saharsa in Saharsa (Sadar) P.S. Case No. 518 of 2009, subject to the conditions that one of the bailors must be a near relative and another having sufficient immovable property within the territorial jurisdiction of the court concerned and the petitioner shall remain present on each and every date during trial and the default on two consecutive dates on his part without any reason shall disentitle the petitioner from privilege of bail.

(Jitendra Mohan Sharma, J)

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