

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.24251 of 2016

Arising Out of PS.Case No. -70 Year- 2015 Thana -PHENHARA District-
EASTCHAMPARAN(MOTIHARI)

=====

1. Sunny Kumar Singh @ Sunny Singh S/O Umesh Singh resident of
village- Banjaria, P.S- Madhuban, Dist. East Champaran.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Ajay Kumar Singh

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

=====

CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

03/ 15.07.2016 Heard learned counsel for the petitioner as well as learned
Addl. Public Prosecutor for the State.

Petitioner seeks bail in a case registered under sections 386
and 387 of the Indian Penal Code.

Petitioner is not named in the first information report but in
course of investigation name of the petitioner came in the confessional
statement of FIR named accused Manoj Singh and after that petitioner
was remanded in this case. Police submitted charge sheet against the
petitioner. Petitioner carries criminal antecedent of several cases.

Submission on behalf of the petitioner is that except so-
called confessional statement of co- accused Manoj Singh, there is
nothing against the petitioner in the present case. It is further
submitted that the petitioner is in jail custody since 27.1.2016 but up
till now, he was not put on test identification parade by the concerned
I.O, particularly, in the circumstances, when some witnesses claimed

to have identified the culprits. It is further submitted that so far as criminal antecedent of the petitioner is concerned, police is in habit of remanding the petitioner in the cases which have been lodged against unknown. It is further submitted that when the petitioner got bail in one case, he was remanded in the present case without any material except the above stated confessional statement.

Accordingly, petitioner is directed to be released on bail on furnishing bail bonds of Rs 10,000/- with two sureties of the like amount each to the satisfaction of the Addl. Chief Judicial Magistrate XII, East Champaran at Motihari in Phenhara P.S. Case no. 70/2015.

shahid

(Hemant Kumar Srivastava,J)

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