

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.47265 of 2015

Arising Out of PS.Case No. -292 Year- 2014 Thana -BAKHTIYARPUR District- PATNA

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Raja @ Raja Kumar son of Ram Prasad Rai, resident of Village- Tejabigha,
P.S. Bakhtiyarpur, District- Patna.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Premchandra Yadav

For the Opposite Party/s : Mr. Sanjay Kr. Sharma (App)

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

ORAL ORDER

3 19-01-2016 Heard the learned counsel for the petitioner as well as
the learned A.P.P.

The petitioner seeks bail in a case for the offence
punishable under section 392 of the I.P.C

Allegedly, two unknown miscreants snatched the bag
containing cash of Rs. 64,680/- and other documents and
thereafter they fled away.

Submission is of false implication and that the
petitioner is not named in the written report but later on the
informant in his further statement stated the name of the petitioner
and co-accused and accordingly some of the witnesses have
named the petitioner but nothing incriminating articles has been
recovered from his possession, he has not been put on the test
identification parade and without any legal basis he has been

arrested by the police resulting he is suffering in custody since 29.06.2015, to which the learned A.P.P. opposes.

In the facts and circumstances as stated above, considering that as alleged nothing has been recovered from conscious possession of the petitioner, he has not been put on test identification parade and as such the petitioner is 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 A.C.J.M. Barh, Patna in Bakhtiyarpur P.S. Case No. 292 of 2014, 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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