

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.47728 of 2015

Arising Out of PS.Case No. -22 Year- 2014 Thana -BAHADURGANJ District- KISANGANJ

Sakhi Lal @ Sakhi Lal Singh Son of Late Thurkru Lal Singh resident of
Village - Kochagarh, P.S. Rوتا (Angar), District - Purnea. Petitioner
Versus

The State of Bihar. Opposite Party

Appearance :

For the Petitioner/s : Mr. Amal Kumar Sinha

For the Opposite Party/s : Mr. Durgesh Nandan(App)

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

ORAL ORDER

3 13-01-2016

Heard learned counsel for the petitioner and learned

A.P.P. representing the State.

The petitioner seeks bail in connection with
Bhadurganj P.S. Case No. 22 of 2014 registered for the offences
punishable under Sections 395/397 of the Indian Penal Code.

Allegedly, 20 and 22 unknown miscreants entered
into the house of the informant and took away ornaments, cash of
Rs. 30,000/-, clothes and mobiles after assaulting with lathi, danda
and also causing fire arm injuries in the leg of the father of the
informant. During investigation the name of the petitioner
transpires along with others in the statement of spy vide para 119
of the case diary and further co-accused Ekhlague confessing his
guilt named the petitioner.

Submission is of false implication and that the petitioner
is in custody since 15.03.2015 but he has not been put on

T.I.P., no any incriminating article has been recovered from possession of the petitioner and alleged confessional statement has got no evidentiary value and as such he deserves sympathetic consideration to which learned A.P.P. opposes by submitting that the petitioner has got criminal antecedent.

In the facts and circumstances stated above, considering that the petitioner has not been put on T.I.P and nothing was recovered from his conscious possession, petitioner above named is directed to be released on bail on execution of bail bond of Rs. 10,000/-(ten thousand) with two sureties of the like amount each to the satisfaction of the learned Additional Sessions Judge, Kishanganj in Sessions Trial No. 308 of 2015 arising out of Bahadurganj P.S. Case No. 22 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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