

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.20719 of 2016

Arising Out of PS.Case No. -47 Year- 2013 Thana -HARSIDHI District-
EASTCHAMPARAN(MOTIHARI)

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Binod Raut Son of late Dharichhan Raut Resident of Village - Rewasi,
Police station -Riga , District Sitamarhi.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Anil Kumar

For the Opposite Party/s : Mr. B.M.P.Sinha(App)

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CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

3 09-08-2016 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 364(A)
of the Indian Penal Code.

Learned counsel for the petitioner submits that the First
Information Report in the present case was lodged against
unknown persons. Subsequently, the partner of the informant was
arrested, who is alleged to have made confessional statement
before the police in which he has taken the name of the present
petitioner. Learned counsel further submits that the petitioner
cannot be implicated in this case on the basis of the statement
made by a co-accused before the police, which has no evidentiary
value. It is further submitted that there is no other material so as
to indicate the guilt of the petitioner.

Considering the aforementioned facts and circumstances and also that the petitioner is not having any criminal antecedent and that his name has surfaced only in the confessional statement made before the police by a co-accused, 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 like amount each to the satisfaction of the learned Chief Judicial Magistrate, East Champaran, Motihari in connection with Harsidhi P.S. Case No. 47/2013, subject to the conditions as laid down under Section 438(2) of the Cr. P.C.

(Anjana Mishra, J)

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