

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.32514 of 2016

Arising Out of PS.Case No. -85 Year- 2016 Thana -DIDARGANJ District- PATNA

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Rajan Kumar Son of late Mahesh Sao @ Mahesh Sah resident of village-
Gulmohiya Bagh P.S.-Didarganj, District-Patna

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Md. Anis Akhtar

For the Opposite Party/s : Mr. Kalyan Shankar

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 20-09-2016 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner seeks bail in a case instituted under
Section 395 of the Indian Penal Code.

The allegation is that 15 to 17 miscreants committed
dacoity in the house of the informant. The informant claimed to
have identified four persons including the petitioner.

It has been submitted on behalf of the petitioner that
the petitioner is in custody since 09.04.2016. The charge sheet has
been submitted in the present case. The petitioner has got no
criminal antecedent. There is no allegation of tampering of
witnesses alleged against the petitioner. Due to previous enmity,
the petitioner has falsely been implicated in the present case. The

brother of the petitioner runs a Chomine stall in front of the house of the informant, which was not liked by him and for the ulterior motive, a false case has been instituted against him. The alleged occurrence is said to have taken place at 1.00 in the night. No source of identification has been disclosed. Other co-accuse has been granted bail vide Cr. Misc. No. 27968 of 2016 dated 15.07.2016.

On behalf of the state it has been submitted that the petitioner is named in the F.I.R.

Considering the aforesaid facts and circumstances, let the petitioner above named, 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 Sri Anant Kumar, Judicial Magistrate, 1st Class, Patna City, Patna, in connection with Didarganj P.S. Case No. 85 of 2016.

(Sudhir Singh, J.)

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