

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.30960 of 2016

Arising Out of PS.Case No. -45 Year- 2008 Thana -BAJPATTI District- SITAMARHI

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1. Govind Das, son of Kusai Das @ Kulai Das, Resident of Village-
Shobhan, P.S.- Simari, District- Darbhanga.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ranjan Kumar

For the Opposite Party/s Sri S. Ehteshamuddin

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CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

02/ 09.08.2016 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 395
and 397 of the Indian Penal Code.

Petitioner is not named in the first information report but in
course of investigation, one co- accused Mukesh Singh was arrested
and made his confessional statement disclosing the involvement of the
petitioner.

Petitioner was in jail custody in connection with Karja P.S.
Case no. 65/2008 and accordingly, on the basis of the prayer made by
the police, court below issued production warrant for production of
the petitioner in the present case but the petitioner could be remanded
in this case on 3.7.2015.

Learned counsel for the petitioner submits that the petitioner
was in jail custody in connection with Karja P.S. Case no. 65/2008

since the year 2010 and when he got acquitted in the aforesaid case, he was remanded in this case. It is further submitted that except confessional statement of co- accused, there is nothing against the petitioner.

So far para 3 of the petition is concerned, learned counsel for the petitioner points out that antecedent of the petitioner has not been mentioned in the aforesaid para as the petitioner had already been acquitted in two cases and the aforesaid fact has been pleaded by the petitioner at paras 11 and 12 of the petition.

Considering the aforesaid facts and circumstances as well as submissions of the parties, let the petitioner 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 Sub divisional Judicial Magistrate, Pupari, Sitamarhi in Bajpatti P.S. Case no. 45/2008.

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(Hemant Kumar Srivastava,J)

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