

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.34648 of 2016

Arising Out of PS.Case No. -124 Year- 2014 Thana -TURKAULIYA District-
EASTCHAMPARAN(MOTIHARI)

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Om Prakash Giri, son of Upendra Giri, resident of village- Khartari Giri
Tola, Police Station-Chiraiya, District-East Champaran

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Anil Kumar

For the Opposite Party/s : Mr. A.P.P.

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CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

2 20-08-2016 Heard Sri Anil Kumar, learned counsel for the
petitioner and learned Addl. Public Prosecutor.

The sole petitioner, who is in custody since
14.03.2014 in Turkauliya(Banjariya) P.S. Case No.124 of 2014
registered for the offence under Section-394 of the Indian Penal
Code, has prayed for grant of bail.

It was submitted by learned counsel for the
petitioner that only on the basis of confessional statement of one
of the co-accused, the petitioner has been made accused. He
further submits that the petitioner was never put on T.I.Parade. It
was submitted by learned counsel for the petitioner that though in
this case charge was framed in the month of January, 2016, till
date prosecution has not produced any witness.

Keeping in view the nature of accusation as well as the fact that the petitioner has been made accused on the basis of confessional statement of one of the co-accused, let the petitioner, namely, Om Prakash Giri 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 learned Sub Divisional Judicial Magistrate, Sadar at Motihari in connection with Turkauliya (Banjariya) P.S. Case No.124 of 2014 with conditions that (i) one of the bailors must be blood relation of the petitioner and (ii) before the trial court, the petitioner shall remain physically present on each and every date. If continuously on two dates, without prior permission of the trial court the petitioner remains absent, his bail bound shall stand automatically cancelled.

(Rakesh Kumar, J)

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