

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.40272 of 2016

Arising Out of PS.Case No. -34 Year- 2014 Thana -BENIPATTI District- MADHUBANI

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1. Anand Pathak son of Late Hari Shankar Pathak resident of village Baghla, P.S. Bishanpur, District Darbhanga.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Nilesh Kumar

For the Opposite Party/s : Mr. Smt Renu Kumari

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CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR SRIVASTAVA
ORAL ORDER

3 28-09-2016 Heard learned counsel for the petitioner as well as learned Additional Public Prosecutor for the State.

Petitioner seeks bail in a case registered under Sections-395 & 397 of the Indian Penal Code.

A bank dacoity was committed and the present case was lodged against unknown persons in respect of the aforesaid bank dacoity. In course of investigation, one co-accused, Sarvesh Paswan was arrested and confessed his guilt, disclosing the involvement of the petitioner and others in the present crime. Accordingly, the petitioner was remanded in this case on 25-01-2016.

The impugned order of learned Additional Sessions Judge goes to show that except confessional statement of co-

accused as well as criminal antecedent of the petitioner, there is nothing against him. Moreover, having more or less similar allegation, co-accused namely, Sarvesh Paswan has already been granted privilege of bail.

Accordingly, petitioner named above, is directed to be released on bail on furnishing bail bond of Rs 10,000/- (ten thousand) with two sureties of the like amount each in connection with Benipatti P.S. Case No. 34 of 2014 to the satisfaction of learned Sub Divisional Judicial Magistrate, Benipatti, District-Madhubani.

A.K.V./-

(Hemant Kumar Srivastava, J)

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