

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.16178 of 2016

Arising Out of PS.Case No. -21 Year- 2016 Thana -SHERGHATI District- GAYA

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1. Kapil Yadav S/o Amak Yadav, R/o Village- Lachnaiti P.S. Sherghati,
District- Gaya.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Dhirendra Kumar Sinha

For the Opposite Party/s : Mr. Rajiv Nayan (App)

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CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

2 22-04-2016 Heard learned counsel for the petitioner as well as

learned Additional Public Prosecutor for the State.

Petitioner seeks bail in a case registered for the
offences punishable under Sections 399, 402 of the Indian Penal
Code, Sections 25(1-B)A, 26, 35 of the Arms Act and Section 17
of C.L.A. Act.

One country made three nut and mobile sets are said
to have been recovered from conscious possession of the petitioner
when he along with others had assembled to make preparation for
committing dacoity.

The defence of the petitioner is false implication and
in support of the aforesaid defence, it is pointed out that petitioner
was allegedly arrested on 10.01.2016 but he was produced before

the Magistrate on 12.01.2016 and the police has not given any explanation of the aforesaid delay. Moreover, petitioner does not have any criminal antecedent.

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/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of Additional Chief Judicial Magistrate, Sherghati, Gaya in connection with Sherghati P.S. Case No. 21 of 2016.

(Hemant Kumar Srivastava, J)

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