

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.18344 of 2016

Arising Out of PS.Case No. -115 Year- 2015 Thana -HASPURA District- AURANGABAD

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1. RAVI KUMAR @ RAVI KUMAR GUPTA Son of Kailash Saw,
Resident of Village - Jemuawan, P.S. - Daudnagar District - Aurangabad.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Anil Kumar Sinha

For the Opposite Party/s : Mr. Zainul Abedin(App)

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CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN SHARMA

ORAL ORDER

5 30-06-2016

Heard the learned counsel for the petitioner as well as

the learned A.P.P for the State.

The petitioner seeks bail in a case for the offence punishable under section 392 of the I.P.C

Allegedly, four miscreants on two motorcycles came in the premises of Shanwi Fuels Patrol Pump and at the point of pistol they snatched Rs. 56,000/- and Intex mobile from the informant. During course of investigation the petitioner and others were caught with the country made pistol and two stolen motorcycles and they confessed their involvement in this case also.

Submission is of false implication and that besides the confessional statement there is no other material against the petitioner, he has not been put on the test identification parade,

nothing has been recovered from his possession, other co-accused, namely, Guddu Kumar @ Rohit and Mritunjay Kumaar have already been allowed bail by another co-ordinate Bench of this Court and as such the petitioner who is suffering in custody since 09.10.2015 also deserves sympathetic consideration, to which the learned A.P.P. opposes by submitting that the petitioner has got criminal antecedent as he is involved in four more cases.

In the facts and circumstances as stated above, the petitioner 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 to the satisfaction of S.D.J.M. Daudnagar, Aurangabad in Haspura P.S. Case No. 115 of 2015, subject to the conditions that one of the bailors must be a near relative and another having sufficient immovable property within the territorial jurisdiction of the court concerned and the petitioner shall remain present on each and every date during trial and the default on two consecutive dates on his part without any reason shall disentitle the petitioner from privilege of bail.

(Jitendra Mohan Sharma, J)

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