

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.31641 of 2016

Arising Out of PS.Case No. -23 Year- 2016 Thana -MADHUBAN District-
EASTCHAMPARAN(MOTIHARI)

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Rahul Ram S/o Dinesh Ram, Resident of village- Gheghawa, P.S.
Madhuban, District-East Champaran

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Bimalesh Kumar

For the Opposite Party/s : Mr. Sri Amit Kumar Rakesh

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 16-09-2016 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner is languishing in custody in connection
with Madhuban P.S. Case No. 23 of 2016 for the offences
instituted under Sections 395, 397 and 412 of the Indian Penal
Code.

There is allegation that 5/6 unknown persons have
looted all the valuable articles from the house of the informant, on
the point of pistol.

It has been submitted on behalf of the petitioner that the
petitioner is in custody since 03.02.2016. The charge sheet has
been submitted in the present case. The petitioner has got no
criminal antecedent. There is no allegation of tampering of
witnesses alleged against the petitioner. The petitioner is not

named in the First Information Report. The alleged occurrence is said to have taken place at 11.00 in the night and the petitioner is said to have been identified at the police station by the informant. The source of identification has not been disclosed nor procedure for conducting Test Identification Parade has been followed. It is further submitted that the petitioner may be released on bail after completion of 9 (nine) months in custody i.e. from 03.02.2016.

On behalf of the state it has been submitted that the petitioner is not named in the F.I.R.

Considering the aforesaid facts and circumstances, let the petitioner above named, be released on bail, after completion of 9 (nine) months in custody i.e. from 03.02.2016 on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned A.C.J.M.-IV, East Champaran, Motihari, in connection with Madhuban P.S. Case No. 23 of 2016.

(Sudhir Singh, J.)

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