

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.34621 of 2016

Arising Out of PS.Case No. -80 Year- 2016 Thana -DUMRAUN District- BUXAR

Barun Mishra Son of Shyam Sunder Mishra, Resident of Village -
Budhanpurwa, Sindigate, P.S. - Buxar (T), District- Buxar.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ravi Shanker Pankaj, Advocate

For the Opposite Party/s : Mr. Ram Sevak Choudhary, APP

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 04-10-2016

Heard learned counsel for the petitioner and the State.

The petitioner seeks bail in a case instituted for the
offence under Section 392 of the Indian Penal Code.

The prosecution case, in short, is that on the alleged
date and time of occurrence when the informant along with co-
staff Vijendra Yadav was going to Brahampur for collection of
money and when they returned to Buxar on Honda motorcycle
bearing registration No. BR-44D-8083 and reached at Basauli
more, three unknown miscreants, who were on Pulsar motorcycle,
called to stop the motorcycle and one of the miscreants pushed his
partner, due to which they fell down. One of the miscreants
snatched his mobile and motorcycle and cash of Rs.25,000/-,
which was kept in dicky of the motorcycle after collection and
they fled away towards village Chilhari.

It has been submitted on behalf of the petitioner that

the petitioner is in custody since 13.6.2016 and charge sheet has been submitted in the present case. There is no allegation of tampering of witnesses alleged against the petitioner. The petitioner is not named in the F.I.R. His name has come in the confessional statement of co-accused. He has not been put on Test Identification Parade. There is no recovery of any incriminating article from his possession. It is further submitted that the petitioner may be released after completion of nine months in custody from 13.6.2016.

On behalf of the State, it is submitted that the petitioner is not named in the F.I.R. but he is involved in as many as eleven cases.

Considering the aforesaid facts and circumstances, let the above named petitioner be released on bail after completion of nine months in custody from 13.6.2016 on furnishing bail bond of Rs. 10,000/-(Ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Buxar in connection with Dumraon P.S. case No.80 of 2016.

(Sudhir Singh, J)

Narendra/-

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