

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.40673 of 2016

Arising Out of PS.Case No. -62 Year- 2016 Thana -BARACHATTI District- GAYA

Manoj Kumar son of Sri Munshi Yadav Resident of Village-Dharam
Asthan, Police Station-Barachatty, District-Gaya

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

Appearance :

For the Petitioner/s : Mr. Tej Narayan Singh

For the Opposite Party/s : Mr. Arbind Kumar Pandey

CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

3 24-11-2016 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 Section 394 of the Indian Penal Code.

Petitioner is not named in the first information report
but in course of investigation, he as well as some others were
arrested in a raid and some incriminating articles were recovered
from their possession. The co-accused as well as petitioner
confessed their guilt and one bunch of keys is said to have been
recovered on the basis of confessional statements. The aforesaid
bunch of keys was put on Test Identification Parade and identified
by the witnesses but submission on behalf of the petitioner is that
the aforesaid bunch of keys has not been recovered from

conscious possession of the petitioner and as a matter of fact, petitioner has been roped in this case without any legal evidence. It is also pointed out that petitioner is in jail custody since 26.05.2016 but up till now, he has not been put on Test Identification Parade.

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 Barachatti P.S. Case No. 62 of 2016.

(Hemant Kumar Srivastava, J)

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