

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.44754 of 2016**

Arising Out of PS.Case No. -5 Year- 2016 Thana -DHANAHAN District-  
 WESTCHAMPARAN(BETTIAH)

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Umesh Gond @ Gor @ Umesh Gor son of Harilal Gond resident of village  
 Mahdevapadari PS Jataha Dist. Kushi Nagar (U.P)

.... .... Petitioner/s

Versus

State of Bihar & Anr

.... .... Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Anand Kishore Choudhary

For the Opposite Party/s Mr. Sanjay Kumar Tiwary 1

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**CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR**  
**SRIVASTAVA**  
**ORAL ORDER**

02/ 18.10.2016

Heard learned counsel for the petitioner as well as learned

Addl. Public Prosecutor for the State.

Petitioner seeks bail in a case registered under sections 395  
 and 397 of the Indian Penal Code.

Petitioner is not named in the first information report it  
 would appear from perusal of the impugned order that name of the  
 petitioner came in this case in the confessional statement of co-  
 accused and after that he was taken into custody on 27.5.2016 but up  
 till now, he has not been put on test identification parade.

Submission on behalf of the petitioner is that except  
 confessional statement of co- accused, there is nothing against the  
 petitioner against whom charge sheet has already been submitted.

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/- with two sureties of the like  
 amount each to the satisfaction of the Addl. Chief Judicial Magistrate,

Bagaha, West Champaran in Dhanaha P.S. Case no. 05/2016 subject to condition that one of the sureties must be local and holder of the landed property.

shahid

(Hemant Kumar Srivastava,J)

