

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.45876 of 2016

Arising Out of PS.Case No. -548 Year- 2015 Thana -KANTI District- MUZAFFARPUR

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1. Chintu @ Rajnish Kumar son of Ram Pravesh Sah, resident of village-
Sain, Tole Brijlal, Police Station- Kanti, District- Muzaffarpur.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Pramod Rajpati

For the Opposite Party/s : Mr. Sri Pradeep Narain Kumar

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 21-10-2016 Heard learned counsel for the petitioner and the State.

The petitioner is in custody in a case registered under
Section 394 of the Indian Penal Code and 27 of Arms Act.

It is alleged by the informant that after dropping some
female relatives he proceeded to his native village and when he
reached near J.K. Tyre showroom he stopped his bike for natural
call and started to talk with his wife. In the meantime three
miscreants on Apache motorcycle came and stopped their
motorcycle and one person asked his motor cycle's key. Suddenly
one miscreant fired from a country made pistol and took away his
mobile, Rs. 32,500/- cash and pushed him. He became
unconscious. In course of treatment bullet was taken out from his
chest and he claims that he can identify the accused persons.

It has been submitted on behalf of the petitioner that the petitioner is in custody since 15.02.2016. Charge sheet has been submitted in the present case. There is no allegation of tampering with the witnesses alleged against the petitioner. The petitioner is not named in the FIR. He has not been put on T.I. parade. There is no recovery of any incriminating article from the possession of the petitioner. Other co-accused has been granted bail by a co-ordinate bench of this Court vide Annexure 2 to the present application.

On behalf of the State, it has been submitted that the petitioner is not named in the FIR.

Considering the aforesaid facts and circumstances of the case, let, above named petitioner, 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 learned Sub-divisional Judicial Magistrate, (West) Muzaffarpur, in connection with Kanti P.S. Case No.548/2015, G.R.No. 2954/2015.

(Sudhir Singh, J)

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