

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.2823 of 2017

Arising Out of PS.Case No. -5 Year- 2014 Thana -BATH District- BHAGALPUR

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1. Panchlal Choudhary Son of Chunchun Choudhary resident of Village-
Kamargama, P.S. Tarapur, District- Munger.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Indeshwari Prasad Mandal

For the Opposite Party/s : Mr. Madhuranand Jha

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 09-02-2017 The petitioner seeks regular bail in connection with Bath

P.S. Case No. 05/14, registered for offences punishable under

Section 392 of the Indian Penal Code.

It has been submitted on behalf of the petitioner that petitioner's name has surfaced in this case only on the basis of confessional statement of co-accused and except that there is nothing against him. It has further been submitted that no recovery has been made from the possession of the petitioner and upto now no Test Identification Parade has been conducted and he has been in judicial custody for about five months.

Heard learned A.P.P. also.

Having heard both sides, in view of the fact that petitioner's name transpired on this case only on the basis of confessional statement of co-accused and except that there is nothing against the petitioner, let the petitioner above named, be released on bail on furnishing bail bonds of Rs. 25,000 (Rs.



Twenty Five) with two sureties of the like amount each to the satisfaction of learned ACJM, Bhagalpur, in connection with Bath P.S. Case No. 05 of 2014, subject to the following conditions:-

- (i) One of the bailors of the petitioner shall be a local person having sufficient immovable property within the jurisdiction of the concerned Court.
- (ii) The petitioner will not induce any witness or tamper with the evidence.
- (iii) The petitioner shall cooperate in the disposal of trial and make himself available as and when required by the court and on the event of failure on his part to appear before the court below on two consecutive dates without showing any genuine reasons, the prosecution is free to move for cancellation of his bail.

(Vinod Kumar Sinha, J)

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