

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.5974 of 2017

Arising Out of PS.Case No. -41 Year- 2016 Thana -BAKHTIYARPUR RAIL P.S. District- PATNA

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Bholi Yadav, Son of Binda Singh, Resident of Village- Alipur, P.S.-
Salimpur, District- Patna.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Harish Kumar
For the Opposite Party/s : Mr. Sri Yogendra Kumar

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

4 30-03-2017 Heard learned counsel for the petitioner and the
learned A.P.P. for the State.

The Petitioner seeks bail in G.R.P.
(Bakhtiyarpur) P.S. Case No. 41 of 2016 instituted for the offence
under Section(s) 392 of the Indian Penal Code.

It is alleged that the informant along with his
niece was coming from Bhagalpur Intercity train. It is further
alleged that four persons armed with Katta entered into the train
near Athmalgola station and snatched the mobiles of informant
and his niece and cash of Rs. 4000/-.

It has been submitted on behalf of the petitioner
that petitioner was not named in the written report. Moreover,
there is no recovery of any incriminating article from the



possession of the petitioner and no Test Identification Parade has been held till date.

The petitioner is said to be in custody since 15.09.2016.

From the impugned order, it appears that after arrest, the confessional statement of this petitioner has been recorded by the police.

In the facts and circumstances of the case, prayer of the petitioner for grant of bail is allowed. Let the Petitioner, above named, be released on bail on furnishing bail bond of 10,000/-(Ten Thousand) with two sureties of the like amount each to the satisfaction of Railway Judicial Magistrate, Patna in connection with G.R.P. (Bakhtiyarpur) P.S. Case No. 41 of 2016, subject to the conditions that both the bailors shall be the close relative of the petitioner.

(Sanjay Priya, J)

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