

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.11670 of 2017

Arising Out of PS.Case No. -544 Year- 2016 Thana -SITAMARHI District- SITAMARHI

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1. Prince Kumar Singh @ Chaitnya Kumar S/o Late Sushil Singh Resident
of Village-Dhanshyam Pakari P.S. Pipra District East Champaran.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Uday Kumar

For the Opposite Party/s : Mr. Sri Asharaf Ansari

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR
JHA
ORAL ORDER

3 17-04-2017 Heard both sides.

The petitioner seeks bail in Sitamarhi P.S. Case No.
544/2016, registered for the offences punishable under Sections
394, 395 and 412 of the Indian Penal Code.

Learned counsel for the petitioner submits that the
petitioner is not named in the FIR. Nothing has been recovered
from possession of the petitioner. Mahesh Sah in para 20 of the
case diary disclosed that he heard that the petitioner and others
committed dacoity. Then, spy of the police also disclosed the
name of the petitioner on the basis of hearsay evidence. Paras 45
of the case diary contains the CDR, but no tangible material is
collected save and except confessional statement of co-accused
Suraj Kumar. There is no further tangible evidence. The



petitioner has not been put on Test Identification Parade although he is in custody since 20.10.2016.

Considering the facts aforesaid, the petitioner above named is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Sitamarhi in connection with Sitamarhi P.S. Case No. 544/2016.

(Prabhat Kumar Jha, J.)

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