

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.641 of 2017

Arising Out of PS.Case No. -2 Year- 2000 Thana -BEGUSARAI GRP CASE District-
BEGUSARAI

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1. Kaila Bind @ Langra, S/o Tanik Bind, Resident of Village- Simaria
Ghat, Bind Toli, P.S.- Barauni, Distt- Begusarai.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Randhir Kumar No-1

For the Opposite Party/s : Mr. Sri Jai Narain Thakur

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CORAM: HONOURABLE MR. JUSTICE SANJAY KUMAR
ORAL ORDER

2 11-01-2017 Heard both sides.

The petitioner seeks bail in Barauni Rail P.S. Case No.
2/2000, registered for the offences punishable under Section 395
of the Indian Penal Code.

The prosecution case, as per fardbeyan, is that the
informant was travelling in a train bearing no. 4083 in Coach no.
1. It is alleged that 6-7 unknown miscreants armed with pistol
committed dacoity in the train. They assaulted the informant and
other co-passengers and snatched their belongings from their
possession. Thereafter they all deboarded from the train.

Learned counsel for the petitioner has submitted that the
petitioner has falsely been implicated in the case merely on
confessional statement of Vijay Rai @ Vijay Mahto and except



that nothing is against this petitioner. In this case, final form was submitted but after 4 years the Magistrate took cognizance. It was further submitted that similarly situated co-accused Wakil Bind has been allowed bail in Cr. Misc. No. 51955/2016. This petitioner also deserves same benefit.

Learned Additional P.P. opposes the submission but he concedes that similarly situated co-accused has been allowed bail.

Considering the case of this petitioner on similar footing and also the facts and circumstances, 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 Railway Judicial Magistrate, Barauni, Begusarai in connection with Barauni Rail P.S. Case No. 2/2000.

(Sanjay Kumar, J.)

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