

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.53412 of 2017

Arising out of PS.Case No. -75 Year- 2017 Thana -KOTWA District-
EASTCHAMPARAN(MOTIHARI)

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Jitendra Sahani son of Laxmi Sahani Resident of Village- Madhubani Ghat,
P.S. Muffasil, District- East Champaran.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance:

For the Petitioner/s : Mr. Umesh Chandra Verma, Advocate

For the Opposite Party/s : Mr. Shailendra Kumar Singh, APP

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 09-11-2017 Heard learned counsel for the petitioner and learned APP
for the State.

The petitioner seeks regular bail in connection with
Kotwa P.S. Case No. 75 of 2017 for the offence under Sections
307 and 392 of the Indian Penal Code and Section 27 of the Arms
Act.

The allegation of the prosecution is that while the
informant was returning to his home after collecting money and
when he reached near Kotwa village, four miscreants on a
motorcycle stopped the informant and while one of them assaulted
the informant. Others snatched the collection money from the
informant.

The learned counsel for the petitioner submits that the
petitioner has been falsely implicated inasmuch as neither the Test



Identification Parade has taken place nor any incriminating article has been recovered from his possession. With regard to his criminal history, it is submitted that the petitioner was accused in one case bearing Harsidhi P.S. Case No. 204 of 2017 in which he has already been granted bail and then he has been remanded in another case bearing Kotwa P.S. Case No. 70 of 2017.

Having regard to the facts and circumstances of the case, I deem it fit and proper to enlarge the petitioner on regular bail in the present case upon completion of six month's custody from today.

Accordingly, it is directed that the petitioner be enlarged on regular bail immediately upon completion of six month's custody from today subject to such conditions as may be imposed by the learned court below.

(Mohit Kumar Shah, J)

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