

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.58714 of 2017

Arising Out of PS.Case No. -193 Year- 2015 Thana -CHAURADANO District-
EASTCHAMPARAN(MOTIHARI)

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1. UPENDRA YADAV @ UPENDRA RAI Son of Shukhlal Rai resident of
village - Akdari, P.S. - Chhauradano, District - East Champaran, Motihari.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Rajesh Kumar
Mr. Kundan Rathore
For the State : Mr. Binod Kumar 3

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CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

2 13-12-2017 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner is in custody since 13.04.2016 in
connection with a case registered for the offences punishable
under Sections 387/34 of the Indian Penal Code and 27 of the
Arms Act and ¾ of the Explosive Substance Act.

Learned counsel for the petitioner submits that the
petitioner is not named in the First Information Report, but only
on the basis of confessional statement made before the police by
co-accused Rampirt Rai, the name of the petitioner has been
included in this case. He submits that the allegations are more
against unknown persons and he cannot be prosecuted on the basis



of the statement made by a co-accused which has no evidentiary value.

Considering the aforementioned facts and circumstances, let the petitioner above named, be released on bail on furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned S.D.J.M., Raxaul at Motihari (East Champaran) in connection with Chhauradano P.S. Case No. 193/2015.

(Anjana Mishra, J)

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