

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.52166 of 2016

Arising Out of PS.Case No. -178 Year- 2016 Thana -ATRI District- GAYA

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1. Khalid Naem, S/o Late Abdul Naem, Resident of Mohalla- Shakchi
Aambagan, P.S. Shakchi Distt- Jamsedpur (Jharkhand)

.... Petitioner

Versus

1. The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Mukesh Kumar No-1, Adv.

For the Opposite Party : Mr. Nityanand, APP 114

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

3 10-01-2017 Heard the learned counsel for the petitioner and the
State.

This is a petition for grant of regular bail for offence
under Section 395 of the Indian Penal Code.

According to the first information report dacoity was
committed by un-known person. The name of the petitioner has
transpired in the confessional statement of co-accused, Md.
Shahid, not as perpetrator of the crime rather as subsequent
associate in disposal of the looted item.

Submission is that the petitioner has got no criminal
antecedent and confession of co-accused before police has no
evidentiary value in the eyes of law.

Considering the aforesaid fact, the petitioner, above
named, is directed to be released on bail on furnishing bail bond of
Rs.10,000/- (rupees ten thousand) with two sureties of the like
amount each in connection with **Atri P.S. Case No. 178 of 2016**
to the satisfaction of **Sri R.R. Prasad, Judicial Magistrate, 1st**
Class, Gaya, or successor Court.

(Birendra Kumar, J)

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