

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.6385 of 2017

Arising Out of PS.Case No. -503 Year- 2015 Thana -DARBHANGA SADAR District-
DARBHANGA

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1. Bipin Paswan, Son of Gonu Paswan, Resident of Village-Belmohan, P.S.
Phulparas, District-Madhubani.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Mritunjay Kumar Jha, Advocate

For the Opposite Party/s : Mr. Arun Kumar Pandey, A.P.P.

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CORAM: HONOURABLE JUSTICE SMT. NILU AGRAWAL
ORAL ORDER

2 03-03-2017 Heard learned counsel for the petitioner and learned
APP for the State.

The Petitioner is languishing in custody since
12.07.2016 in connection with Darbhanga Sadar P.S. Case No 503
of 2015 for offences punishable under Section 395 of the Indian
Penal Code.

The prosecution case is that in the night of 15.10.2015,
4-5 miscreants committed dacoity in the house of informant and
looted away house hold articles and ornaments and they also
assaulted the family members of the informant.

It has been submitted by the learned counsel for the
petitioner that he is innocent and has committed no offence and he
is not named in the F.I.R. He further submits that
nothing has been recovered from his possession and it
is only on the basis of confessional statement of
co-accused Badal Paswan, who confessed his guilt and



and named the petitioner that the petitioner has been made accused. It is further submitted that charge sheet has already been submitted, hence, there is no chance of tampering with the prosecution evidence. It is submitted on behalf of the petitioner that the said accused has been granted privilege of bail by the learned Court below itself.

However, learned A.P.P. for the State opposes the prayer for bail.

Considering the facts and circumstances and that the charge sheet has already been submitted let the petitioner, above named, 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 learned Chief Judicial Magistrate, Darbhanga in connection with Darbhanga Sadar P. S. Case No. 503 of 2015, subject to the condition that the petitioner is directed to appear before the police/ Court on each and every date and failure to appear before the Court below on two consecutive dates without assigning any reason will entail cancellation of his bail bonds.

(Nilu Agrawal, J)

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