

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.42311 of 2017**

Arising Out of PS. Case No.-430 Year-2016 Thana- MADHEPURA District- Madhepura

1. Md. Shamshad, Son of Md. Yunus Rajmani,
2. Rakesh Kumar @ Rakesh Kumar Yadav, Son of Sikandra Yadav,  
R/o Village- Fulkaha, P.S.- Zadiya, District- Supaul.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Manoj kumar, Advocate

For the Opposite Party/s : DR. RABINDRA KUMAR, APP

**CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH**  
**ORAL ORDER**

2      19-09-2017      Heard learned counsel for the petitioners and learned APP  
for the State.

The petitioners seek bail in a case registered under Section  
392 of the Indian Penal Code and 25(1-b)2, 26 and 35 of the  
Arms Act.

Prosecution case, in brief, is that the accused persons  
entered into the shop of the informant by covering their faces by  
Helmet and looted away Rs.3,65,522/- on the point of pistol.

It has been submitted on behalf of the petitioners that the  
petitioners are in custody since 17.7.2017. There is no allegation  
of tampering of witnesses alleged against the petitioners. The  
petitioners are not named in the F.I.R. Their name has come on  
the confessional statement of co-accused. They have not been



put on T.I.P. It is further submitted that the petitioners may be released after completion of six months in custody from 17.7.2017.

On behalf of the State, it is submitted that the petitioners are not named in the F.I.R. It is further submitted that the petitioners have got criminal antecedents.

Considering the aforesaid facts and circumstances, let the petitioners, above named, be released on bail after completion of six months in custody from 17.7.2017 on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Madhepura in connection with Madhepura P.S. case No.430 of 2016.

**(Sudhir Singh, J)**

Narendra/-

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