

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.50956 of 2017

Arising Out of PS.Case No. -214 Year- 2017 Thana -FORBESGANJ District- ARRARIA

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Md. Chhotu, Son of Shah Isa, Resident of Village- Bhag Kohaliya Ward
No. 4, Police Station- Forbesganj, District- Araria.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Mukesh Kumar Rana

For the Opposite Party/s : Mr. Rajkishore Singh

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**CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL**

ORAL ORDER

3 20-12-2017 Heard learned counsel for the petitioner and
learned APP for the State.

The petitioner seeks bail in connection with
Forbesganj P.S. Case No. 214 of 2017 registered under Sections
386 of the Indian Penal Code.

Rs. 5 lacs was demanded as extortion from the
informant by some unknown miscreants by different mobiles.

It is submitted by learned counsel for the petitioner
that the petitioner is neither named in the FIR nor any
incriminating article has been recovered from his conscious
physical possession. The mobile used in the offence has also not
been recovered from the possession of the petitioner rather from
the possession of Suraj Kumar Goswami and Manoj Goswami.



There is no cogent material in the case diary indicating the complicity of the petitioner in the occurrence barring his confessional statement recorded before the police which has no evidentiary value in the eye of law. The petitioner has been languishing in custody since 03.04.2017. The petitioner has no criminal antecedent.

In the facts and circumstances of the case, the above named petitioner is directed to be enlarged 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 Additional Chief Judicial Magistrate-V, Araria in connection with Forbesganj P.S. Case No. 214 of 2017.

(Prakash Chandra Jaiswal, J)

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