

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.71436 of 2018

Arising Out of PS. Case No.-314 Year-2015 Thana- DUMRA District- Sitamarhi

Keshav Singh @ Raju @ Raju Singh @ Keshav Kumar Singh, Son of
Devendra Singh, R/o Village-Narha, P.S.-Mejarganj, District-Sitamarhi.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

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

For the Opposite Party/s : Mr. Md. Anzarul Haque Sahara (APP)

CORAM: HONOURABLE MR. JUSTICE S. KUMAR

ORAL ORDER

3 14-12-2018 Heard learned counsel for petitioner and learned
counsel for the State.

Petitioner, who is in custody, seeks bail in
connection with Dumra P.S. Case No. 314 of 2015 registered
for the offences punishable under Section 394 of the Indian
Penal Code and Section 27 of the Arms Act.

Informant has alleged that when he was going to
bank to deposit Rs. 12 lacs and in way he was intercepted by
motorcycle born miscreants who snatched away the money and
also fired upon him, causing injury in his right leg and
thereafter they fled away with cash with his motorcycle.

It has been submitted on behalf of the petitioner
that he is innocent and has committed no offence. He has been
falsely implicated in this case. F.I.R. is against unknown, the
name of petitioner has surfaced in this case on the basis of
confessional statement made by co-accused Rahul Rai and



Purshotam Kumar. It has been submitted that except confessional statement of co-accused there is no any other incriminating material found against petitioner. Nothing has been recovered from his possession. He is in custody since 09.05.2017.

Considering the aforesaid fact and circumstances of the case, let the petitioner named above be released on bail upon furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned F.T.C.-II, Sitamarhi, in connection with Sessions Trial No. 156 of 2018 arising out of Dumra P.S. Case No. 314 of 2015, subject to conditions:

- (1) Bailors should be local having sufficient immovable property within the jurisdiction of the court concerned.
- (2) Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the court and shall remain physically present as directed by Court and his absence on two consecutive dates without sufficient reasons, his bail bond shall be cancelled by the court below.
- (3) If the petitioner tampers with the evidence or the witnesses of the case, in that case, prosecution will be at liberty to move for cancellation of bail of the petitioner.

(S. Kumar, J)

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