

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.44172 of 2018

Arising Out of PS.Case No. -636 Year- 2015 Thana -PHULWARI District- PATNA

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1. Arvind Shahni S/o Shivji Sahni, R/o Vill.- Sahtha, P.S.- Bhagwanpur,
District- Vaishali.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Bela Singh

For the Opposite Party/s : Mr. Uma Shankar Prasad Singh

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CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

3 02-08-2018 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner has been in custody since 18.12.2017
in connection with Phulwari Sharif P.S. Case No. 636/15
registered for the offences punishable under Sections 395/412 of
the Indian Penal Code.

Learned counsel for the petitioner submits that the
name of the petitioner has not been stated in the First Information
Report, but subsequently, on the basis of the confessional
statement of one Sakal Kumar, co-accused, the petitioner has been
roped in, in connection with the present case. It is further
submitted the said co-accused has since been granted bail by this
Hon'ble High Court in Cr. Misc. No. 52128 of 2017 vide order



dated 06.12.2017. Learned counsel for the petitioner further submits that on the basis of the confessional statement made before the police, the petitioner cannot be prosecuted as the same has no evidentiary value.

Considering the aforementioned facts and circumstances, let the petitioner above named, be released 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-XV, Patna, in connection with Phulwari Sharif P.S. Case No. 636/15.

(Anjana Mishra, J)

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