

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.50534 of 2018

Arising Out of PS. Case No.-390 Year-2017 Thana- GRIYAK District- Nalanda

Chhote Yadav @ Shyam Sundar Yadav S/o Shivdani Yadav, R/o Vill.-
Khanpura, P.S.- Giryak, District- Nalanda.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Raj Kishor Prasad
For the Opposite Party/s : Mr. Ram Bilash Roy Raman

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 14-09-2018 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in a case instituted for the
offences under Sections 395 and 397 of the Indian Penal Code.

Prosecution case, in short, is that the accused persons,
variously armed, on the point of pistol looted the belongings of
the informant including cash. They have also assaulted the
informant and family members by fire arm.

It has been submitted on behalf of the petitioner that
the petitioner is in custody since 29.1.2018. Charge-
sheet/prosecution report has been submitted in this case. There
is no allegation of tampering of witnesses alleged against the
petitioner. The petitioner is not named in the F.I.R. His name has
transpired in course of investigation on the disclosure made by



co-accused Sadhu Yadav @ Ranjit. No recovery of incriminating article is made from the conscious possession of the petitioner. The petitioner has not been put on T.I.P. to ascertain his implication in the present case. It is further submitted that the petitioner may be released **after completion of one year in custody.**

On behalf of the State, it is submitted that the petitioner is not named in the F.I.R. His name has come in course of investigation. The petitioner has got criminal antecedent.

Considering the aforesaid facts and circumstances, it is directed that **after completion of one year in custody**, 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 learned Chief Judicial Magistrate, Nalanda in connection with Giriyak P.S. Case No. 390 of 2017.

(Sudhir Singh, J)

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