

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.47113 of 2018

Arising Out of PS.Case No. -226 Year- 2017 Thana -BAKHTIYARPUR RAIL P.S. District-
PATNA

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1. Nitish Kumar Son of Triloki Singh Resident of Village Dhanrajtola, P.S.
Khushrupur, District- Patna.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Bhola Kumar

For the Opposite Party/s : Smt. Rita Verma

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CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

2 29-08-2018 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner has been in custody since 19.03.2018 in
connection with G.R.P. Bakhtiyarpur (Fatuha) P.S. Case No. 226 of
2017 registered for the offences punishable under Sections 395 of the
Indian Penal Code.

Learned counsel for the petitioner submits that though not
named in the First Information Report but on the basis of confessional
statement made before the police by the co-accused, namely, Manish
Kumar, the petitioner has been implicated in connection with the
present case. It is further submitted that apart from the present case,
petitioner has one other antecedent under the Excise Act and he is being
prosecuted on the basis of confessional statement of co-accused which
has no evidentiary value. It is also submitted that pursuant to such
confession neither has there been any recovery from the petitioner nor
has he been placed on the T.I. Parade.



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 A.C.J.M., Railway, Patna,
in connection with G.R.P. Bakhtiyarpur (Fatuha) P.S. Case No. 226 of
2017.

(Anjana Mishra, J)

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