

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.75873 of 2018

Arising Out of PS. Case No.-434 Year-2018 Thana- KAHALGAON District- Bhagalpur

Umesh Yadav son of sri vakil Yadav, resident of village Ramjanipur Police
Station Shvnrayanpur District Bhagalpur

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Shyam Kishor Das, Advocate

For the Opposite Party/s : Mr. Ramchandra Singh, Addl Public Prosecutor

CORAM: HONOURABLE MR. JUSTICE MADHURESH PRASAD
ORAL ORDER

2 17-12-2018 Heard learned counsel for the petitioner as well as
learned counsel for the State.

The petitioner is an accused in a case registered for
offence under sections 216A, 399, 402, 411, 34 of the Indian
Penal Code and under the Arms Act.

It is submitted on behalf of the petitioner that the
petitioner has been apprehended on 17.7.2018 merely on the
basis of confessional statement of two co-accused, who were
apprehended from a Hotel. Nothing incriminating has been
recovered from the petitioner on the confessional statement of
co-accused persons. There is nothing on the record to link the
petitioner with the occurrence/allegation in question. Prior to the
instant case, there is no criminal antecedent of the petitioner.

Considering the aforesaid submissions and the facts



and circumstances of the case, prayer for bail to the petitioner is allowed. Let the petitioner as mentioned above be released on bail on furnishing bail bond of Rs.10,000/- with two sureties of the like amount each to the satisfaction of Chief Judicial Magistrate, Bhagalpur in Kahalgaon (Shivnarayanpur) Police Station Case No. 434 of 2018 on the following conditions:-

One of the bailors will be a close relative of the petitioner who will give an affidavit giving genealogy as to how he/she is related with the petitioner. The bailor will also undertake to inform the Court if there is any change in the address of the petitioner and

The Petitioner will be well represented on each date and if he/she fails to do so on two consecutive dates, his/her bail will be liable to be cancelled.

(Madhuresh Prasad, J)

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