

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.5425 of 2018

Arising Out of PS.Case No. -152 Year- 2016 Thana -KESARIA District-
EASTCHAMPARAN(MOTIHARI)

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Pappu Kumar Yadav S/o Nandu Rai, R/o Village- Rajapur Mathiya, P.S.-
Kotwa, District- East Champaran.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Abhisekh Kumar @ Sonu, Adv.
Mrs. Rashmi Jha, Adv.

For the Opposite Party/s : Mr. Smt Renu Kumari

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CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

2 01-02-2018 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner has been in custody since 20.11.2017 in
connection with Kesariya P.S. Case No. 152 of 2016 for the
offence registered under Sections 379 of the Indian Penal Code.

Learned counsel for the petitioner submits that though
the petitioner is not named in the first information report, the
petitioner was remanded in connection with the present case on
the basis of the confessional statement made before the police by
the co-accused, namely, Rakesh Kumar. It is further submitted that
such statement is not admissible in law under Section 25 of the
Evidence Act.

Considering the aforesaid facts and circumstances of



the case, let the petitioner, above named, be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of 11th Additional Chief Judicial Magistrate, Motihari, East Champaran in connection with Kesariya P.S. Case No. 152 of 2016.

(Anjana Mishra, J)

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