

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.28392 of 2018

Arising Out of PS.Case No. -67 Year- 2017 Thana -PALASI District- ARRARIA

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Mukesh Kr. Mandal @ Mukesh Kumar Mandal S/o Shiv Nairayan Mandal,
R/o Vill.- Majlishpur P.S.- Palasi, District- Araria.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Mukesh Kumar Rana

For the Opposite Party/s : Mr. Upendra Kumar

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**CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL**

ORAL ORDER

2 09-05-2018 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in Palasi P.S. Case No. 67
of 2017 registered under Section 392 of the Indian Penal Code.

Three motorcycle borne criminals are said to have
looted the cash of Rs. 4 lacs and two mobiles of the informant.

It is submitted by learned counsel for the petitioner
that the petitioner has no concern with the aforesaid occurrence.
The allegation levelled against the petitioner is not specific rather
general and omnibus. He has been falsely implicated in the case at
the instance of his enemies. No incriminating article has been
recovered from his conscious physical possession. He is neither
named in the F.I.R. not he was apprehended on the spot. He was



not put on T.I.P. There is nothing in the record indicating the complicity of the petitioner in the occurrence barring his confessional statement which has no evidentiary value in the eye of law. The petitioner has been languishing in custody since 08.09.2017. Co-accused Md. Imtiyaz has been enlarged on bail by a co-ordinate bench of this court in Cr. Misc. No. 20861 of 2018 vide order dated 27.04.2018.

In the facts and circumstances of the case, the above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned Additional Chief Judicial Magistrate-V, Araria in connection with Palasi P.S. Case No. 67 of 2017.

(Prakash Chandra Jaiswal, J)

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