

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.11433 of 2018

Arising Out of PS.Case No. -111 Year- 2015 Thana -SAHKUND District- BHAGALPUR

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Bikash Paswan, Son of late Gobind Paswan, Resident of Village-Tetariya,
P.S. Sajour, District-Bhagalpur

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ranjan Kumar Jha

For the Opposite Party/s : Mr. Humayou Ahmad Khan

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR
JHA
ORAL ORDER

2 27-02-2018 Heard both sides.

The petitioner apprehends his arrest in
Shahkund(Sajour) P.S. Case No.111 of 2015 registered under
Sections 328 and 394 of the Indian Penal Code.

The learned counsel for the petitioner submits that the
informant, Md. Mustakim named four accused persons and alleged
that they committed robbery but during the course of
investigation, one Sakho Das confessed his guilt and disclosed the
name of the petitioner. Sakho Das has already been granted
regular bail by a coordinate Bench of this Court vide order dated
30.11.2015 passed in Cr. Misc. No.53882 of 2015. The case of the
petitioner stands on the same footing. The informant himself
disclosed the name of four accused persons and there is no
possibility of fifth person participating in the robbery but it



appears that it is a case of robbery and the name of the petitioner figured in the confessional statement of Sakho.

Considering the facts aforesaid, I am not inclined to enlarge the petitioner on anticipatory bail. Accordingly, the same is rejected.

If the petitioner surrenders in the court below, the court below shall consider the regular bail of the petitioner taking into consideration that Sakho Das @ Prashant Kumar, on whose confessional statement name of the petitioner has appeared, has already been granted regular bail.

(Prabhat Kumar Jha, J)

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