

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.5707 of 2019

Arising Out of PS. Case No.-116 Year-2018 Thana- GOPALPUR District- West Champaran

Abhayanand Yadav @ Abhay Kumar, aged about 23 years, male, Son of
Rejent Yadav @ Ramesh Yadav, R/o Village- Jagranathpur, P.S.- Gopalpur,
District- West Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Bimlesh Kumar Pandey

For the Opposite Party/s : Mr. Tarkeshwar Nath Thakur

CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 01-02-2019 Heard learned counsels for the petitioner and the
State.

The petitioner is languishing in custody since 16.11.2018
in a case registered for the offences punishable under Section
394 of the IPC and Section 27 of the Arms Act.

The prosecution case, as per the written report of Sandeep
Prasad Chaudhary, dated 21.08.2018, submitted to the Station
House Officer, Gopalpur Police Station, is to the effect that on
the same day, the informant being the Manager of a non-banking
financial company, namely, Bharat Finance Inclusion Limited
received an information through mobile phone that the Joint
Manager, namely, Mintu Kumar has been shot by three
unknown persons and Rs. 1,38,000/, a Samsung Tab and one



Bio-metric machine have been taken away by them. It is alleged that the name of the petitioner sprang up on the confession of apprehended co-accused, Rajesh Yadav and Munna Kumar Sah.

It is submitted by learned counsel for the petitioner that neither the petitioner has been put on T.I. Parade, nor has recovery been made from him. A statement has been made in the petition that though the petitioner is involved in two other cases, but in those cases, he is on bail.

Learned APP submits that the name of the petitioner sprang up on the confession of co-accused persons.

Considering the fact that no recovery has been made from the petitioner and period under custody, let the above named petitioner be released on bail on furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of like amount each to the satisfaction of learned CJM, Bettiah, West Champaran in connection with Gopalpur P.S. Case No. 116 of 2018.

(Dinesh Kumar Singh, J)

Amrendra/-

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