

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.11995 of 2019

Arising Out of PS. Case No.-21 Year-2018 Thana- KATORIYA District- Banka *

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Bhavesh Yadav @ Bhavesh Kr. Yadav, Son of Nemani Yadav, Resident of
Village - Sejwa , P.S. Katoria, Distt.- Banka.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ajay Mukherjee

For the Opposite Party/s : Mr. Ajay Kumar Jha

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 27-02-2019 Heard leaned counsel for the petitioner and learned
APP for the State.

The petitioner is languishing in custody since
12.07.2018 in a case registered for the offence punishable under
Section 394 of the Indian Penal Code.

The prosecution case is that the informant along with
his two brothers were returning to their house after closing their
shop. In the meantime, four persons including the petitioner,
robbed Rs. 15,000/- cash from the pocket of the informant. It is
further alleged that one mobile phone which belongs to one of
accused person, fell down on the ground and the same was
handed over to the police. The name of the petitioner sprang up
on the confessional statement of the co-accused, Pappu Yadav.

It is submitted by learned counsel for the petitioner



that no recovery has been made from the conscious physical possession of the petitioner. It is further submitted that neither the petitioner is named in the FIR nor he has been put on T.I. parade and the investigation has already been concluded.

Learned APP for the State submits that the name of the petitioner sprang up on the confessional statement of the co-accused.

Considering the fact that nothing has been recovered from the conscious physical possession of the petitioner, the petitioner has not been put on T.I. parade and the fact that the investigation has already been concluded, let the above named petitioner 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 learned **C.J.M. Banka** in connection with **Katoria P.S. Case No.21 of 2018.**

(Dinesh Kumar Singh, J)

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