

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.15287 of 2019

Arising Out of PS. Case No.-41 Year-2013 Thana- CHAKIA District- East Champaran

SANTOSH KUMAR SAH @ SANTOSH KUMAR, aged about 30 years,
Male, Son of Dukhan Sah Resident of Rasulpur, P.S. Sahebganj, Distt -
Muzaffarpur.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner : Mr.Krishna Kant Singh, Advocate.
For the Opposite Party : Mr.Ahmad Ali, A.P.P.

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 15-04-2019 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner is languishing in custody since
03.12.2018 in a case for the offence registered under Sections
395, 397 of the IPC and 27 of the Arms Act.

The prosecution story, in brief, is that 15-20 unknown
persons entered into the house after breaking the door and
started biting and looting the articles. After looting the material,
they fled away.

It has been submitted by learned counsel for the
petitioner that the petitioner has got no criminal antecedent.
Charge sheet has been submitted in the present case. There is no
allegation of tampering with the witnesses alleged against the



petitioner. The petitioner has falsely been implicated in the present case due to petty family dispute. The petitioner is not named in the F.I.R. There is no recovery of any incriminating article from possession of the petitioner. The petitioner has not been put on T.I. Parade. Other co-accused has been granted bail by another Co-ordinate Bench of this Court vide Cr. Misc. No. 18391 of 2016 order dated 03.05.2016.

On behalf of the learned counsel for the State, it has been submitted that the petitioner is named in the F.I.R./ complaint case.

Considering the aforesaid facts and circumstances, let the petitioner above named, be released on bail on furnishing bail bonds of Rs.10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned A.C.J.M.- 13, East Champaran, Motihari, in connection with Chakia P.S. Case No. 41/13.

(Sudhir Singh, J)

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