

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.32678 of 2019

Arising Out of PS. Case No.-391 Year-2018 Thana- SIWAN MUFFASIL District- Siwan

Prakash Pandey Son of Sri Jitendra Paandey Resident of Village - Sahiba
Chak, P.S.- Mirganj, District- Gopalganj

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Uday Bhan Singh

For the Opposite Party/s : Mr.Pramod Kumar Pandey

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 17-05-2019 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in a case registered under
Sections 395/397 of the Indian Penal Code.

The prosecution case, in short, is that the accused
persons came at the shop of the informant and asked to show
ring and chain. In consequence thereof, one Sachin Singh took
out pistol from his waist and pointed out the same against the
informant and his father. Allegedly, firing was also made by the
accused persons.

It has been submitted on behalf of the petitioner that
there is no allegation of tampering of witnesses alleged against
the petitioner. The petitioner is in custody since 08-07-2018.
Charge sheet in this case has already been submitted. The



petitioner has been made accused in the present case due to mistake of fact. There is no recovery of any incriminating article from possession of the petitioner. It has further been submitted that the petitioner may be released after completion of one year in custody.

On behalf of the State, it is submitted that the petitioner is named in the F.I.R.

Considering the aforesaid facts and circumstances, it is directed that **after completion of one year in custody**, 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 Chief Judicial Magistrate, Siwan in connection with Siwan Muffasil P.S. Case No. 391 of 2018.

(Sudhir Singh, J)

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