

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.35151 of 2019

Arising Out of PS. Case No.-262 Year-2018 Thana- PARSABAZAR District- Patna

PIYUSH KUMAR @ PEEYUSH KUMAR Son of faudari Rai @ Faudari
Ray Resident of Mohalla - Harish Chandra Nagar, Sipara, P.S.- Beur, Distt -
Patna.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ashutosh Kumar

For the Opposite Party/s : Mr.Shyam Kumar Singh

CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 29-05-2019 Heard learned counsels for the parties.

The petitioner is languishing in custody since 29.10.2018
in a case registered for the offence punishable under Section 392
of the I.P.C.

The prosecution case is that two persons came on a
motorcycle and got the petrol filled in the motorcycle from the
petroleum dealer and on demand of cost of petrol, they opened
fire and snatched away Rs.35,480/- from the employee of the
petroleum dealer. The FIR was registered against unknown. The
name of the petitioner sprang up in the confessional statement of
co-accused Nishant Kumar.

It is submitted by learned counsel for the petitioner that
the petitioner is not named in the FIR nor the petitioner has



been put on Test Identification Parade till date. It is further submitted that co-accused Nishant Kumar on whose confession, the name of the petitioner sprang up, has been granted bail by a Co-ordinate Bench of this Court vide order dated 4.4.2019 passed in Cr. Misc. No. 19027 of 2019.

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

Considering the fact that the investigation has already been concluded, co-accused on whose confession, the name of the petitioner sprang up, has been granted bail by a Co-ordinate Bench of this Court and the period in custody, let the petitioner above named 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 the learned JM Ist Class, Patna in connection with Parsa Bazar P.S. Case No.262 of 2018.

(Dinesh Kumar Singh, J)

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