

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.40114 of 2019**

Arising Out of PS. Case No.-29 Year-2019 Thana- AHIYAPUR District- Muzaffarpur

KUNDAN KUMAR Son of Ganesh Sah Resident of Village- Muradpur
Dullah, Zero Mile, P.S.- Ahiyapur, District- Muzaffarpur.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Arvind Kumar

For the Opposite Party/s : Mr.Madan Kumar

**CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER**

2 02-07-2019 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in a case instituted for the
offences under Section 395 of the Indian Penal Code.

Prosecution case, in short, is that the unknown accused
persons on the point of pistol looted Rs. 3 lakhs and some other
articles.

It has been submitted on behalf of the petitioner that
the petitioner is in custody since 18.3.2019 Charge-
sheet/prosecution report has been submitted in this case. There
is no allegation of tampering of witnesses alleged against the
petitioner. The petitioner is not named in the F.I.R. The name of
the petitioner has transpired on the basis of confession of co-
accused namely Baidya Nath Sharma. There is no recovery of



any incriminating articles from the possession of the petitioner.

The petitioner has not been put on T.I.P.

On behalf of the State, it is submitted that the petitioner is not named in the F.I.R.

Considering the aforesaid facts and circumstances, it is directed that 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 learned Chief Judicial Magistrate, Muzaffarpur in connection with Ahiyapur P.S. Case No. 29/2019, G.R. No. 180/2019.

(Sudhir Singh, J)

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