

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.41244 of 2019**

Arising Out of PS. Case No.-8 Year-2019 Thana- BHAGWANGANJ District- Patna

Uday Kumar Son of Bindeshwar Prasad @ Vindeswar Yadav Resident of  
Village-Oliyachak, Police Station-Kako in the district of Jehanabad.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Sunil Kumar, Advocate

For the Opposite Party/s : Mr.Damodar Prasad Tiwary, APP

**CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY**  
**ORAL ORDER**

3      13-09-2019                      Heard learned counsel for the petitioner and learned  
APP for the State.

The petitioner who is in custody since 01.04.2019 has  
filed the instant application for grant of bail in connection with  
Bhagwanganj P.S. Case No. 8 of 2019 registered for the offence  
punishable under section 395 of the Indian Penal Code.

As per the allegation in the FIR, while the informant  
who is a driver of the truck was travelling, some persons in a car  
stopped him and on the gun point snatched Rs. 15,000/-, mobile  
etc., from his possession.

It is submitted by learned counsel for the petitioner  
that the FIR was registered against unknown. The petitioner was



arrested in another case which was also registered against unknown person and on the basis of confessional statement in the said case before the police, the petitioner has been remanded in this case. It is further submitted that neither the petitioner has been put on T.I Parade nor any incriminating article has been recovered from his possession. The petitioner is in custody since 01.04.2019 and the investigation has already concluded with submission of the charge sheet.

The application for bail has been opposed by learned APP for the State submitting that the confessional statement of the petitioner has been recorded in paragraphs no. 29 and 30 of the case diary and as such it is not a fit case for grant of bail.

Having heard learned counsel for the parties and taking into consideration the facts and circumstances of the case including the fact that there is no recovery of any incriminating article from the petitioner, the petitioner has not been put on T.I. Parade and the charge sheet has already been submitted, the Court is inclined to enlarge the petitioner on bail. Let the petitioner, above named, be enlarged on bail on his furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of



the learned Sub-Divisional Judicial Magistrate, Masaurhi, Patna  
in connection with Bhagwanganj P.S. Case No. 8 of 2019.

**(Partha Sarthy, J)**

Prakash/-

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