

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.42157 of 2019

Arising Out of PS. Case No.-149 Year-2019 Thana- KESARIA District- East Champaran

Awanish Kumar Son of Vijay Kumar Resident of Village- Dilawarpur, P.S.-
Kesariya, District- East Chamaparan

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Surendra Kumar Mishra
For the State : Mr. C. Jawahar, APP

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 09-07-2019 Heard learned counsel for the petitioner and learned
APP for the State.

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

The prosecution case, in short, is that while the
informant was coming to Dilawarpur with cash, in the way, the
miscreants snatched his bag containing money and also snatched
mobile, laptop etc.

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 25-04-2019.
Charge sheet in this case has already been submitted. The
petitioner is not named in the FIR. His name transpired in this
case on the basis of confessional statement of co-accused. There



is no recovery of any incriminating article from possession of the petitioner. He has not been put on test identification parade. It has further been submitted that the petitioner may be released after completion of seven months in custody.

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 **after completion of seven months 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 learned Additional Chief Judicial Magistrate-III, Motihari, East Champaran in connection with Keshariya P.S. Case No. 149 of 2019.

(Sudhir Singh, J)

A.K.V.//-

U		T	
---	--	---	--

