

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.42129 of 2019

Arising Out of PS. Case No.-280 Year-2018 Thana- CHHAURADANO District- East
Champaran

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Monu @ Monu Kushwaha @ Mannu Kushwaha Son of Tarachand Prasad
Mahto @ Tarachand Prasad Village-Pipra, P.S-Darpa, District-East
Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Md. Anis Akhtar

For the Opposite Party/s : Mr.Ram Sumiran Rai

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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.

Prosecution case in short is that while the informant was
coming from Chhapra by Scorpio, in the way, some unknown
persons intercepted the Scorpio and after breraking the glass of
Scorpio, they entered into the vehicle and looted cash and two
mobiles.

It has been submitted on behalf of the petitioner that the
petitioner has got no criminal antecedent. There is no allegation
of tampering of witnesses alleged against the petitioner. The
petitioner is in custody since 25-03-2019. Charge sheet 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. The other co-accused with similar allegation has been granted bail vide Annexure-2 of the application.

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

Considering the aforesaid facts and circumstances, let 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 Sub Divisional Judicial Magistrate, Raxaul, East Champaran in connection with Chhauradano P.S. Case No. 280 of 2018.

(Sudhir Singh, J)

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