

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.48114 of 2019**

Arising Out of PS. Case No.-4 Year-2019 Thana- BHAGALPUR KOTWALI District-
Bhagalpur

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PAPPU SAH @ PAPPU SONAR @ AMIT KUMAR Son of Shri Ashok
Kumar Sah Resident of Mohalla- Mandroja (Jagarnath Suri Lane), Police
Station- Tatarpur, District- Bhagalpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Syed Masleh Uddin Ashraf

For the Opposite Party/s : Mr.Dilip Kumar No. 1

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**CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA**

ORAL ORDER

3 04-12-2019 Heard learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner seeks bail in connection with Kotwali
P.S. Case No.04 of 2019 registered under Section 394 of the
Indian Penal Code besides Section 27 of the Arms Act.

Learned counsel appearing on behalf of the petitioner
submits that it would appear from the F.I.R. that on the basis of
the written report of the informant, the present case was lodged
against Harsh Singh Rathore alias Baban, Miku Shah and some
unknown on the identification of the aforesaid accused in CCTV
Footage and the name of the petitioner was not surfaced till the
lodging of the present case. In course of investigation, the name



of the petitioner has come in the confessional statement of the co-accused Sonu Kumar, who is also not named in the F.I.R. Further submission is that no incriminating was recovered from the possession of the petitioner and the petitioner is in custody since 19.03.2019. In fact, the petitioner is accused in 11 other cases, as detailed in paragraph-3 to this application, due to that reason, the police got managed to implicate the petitioner in the present case, showing the confessional statement of the co-accused Sonu Kumar.

Having regard to the facts and the circumstances of the case, the petitioner, above named, is directed to be released on bail on furnishing bail bond of Rs.10,000/-(Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Bhagalpur, in connection with Kotwali P.S. Case No.04 of 2019. Out of the two sureties, one must be either parents or the close relative of the petitioner.

(Rajendra Kumar Mishra, J)

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