

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.50327 of 2019

Arising Out of PS. Case No.-807 Year-2018 Thana- MADHEPURA District- Madhepura

KESHAV KUMAR, aged about 19 years, Male, Son of Sanjeev Kumar @
Sanjeev Yadav Resident of Village- Keshavpur, Police Station- Sour Bazar,
District- Saharsa.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr.Shailendra Kumar Singh, Advocate

For the Opposite Party/s : Mr.Akhileshwar Dayal, A.P.P.

CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL ORDER

3 22-10-2019 Heard learned counsel for the petitioner and
learned Additional Public Prosecutor for the State.

The petitioner is seeking anticipatory bail in
connection with Madhepura P.S. Case No. 807/2018
registered under Sections 392 of the Indian Penal Code.

Learned counsel for the petitioner submits that
petitioner is a student of B.A. Part – I and his name has
transpired in the confessional statement of the co-accused
Mithilesh Kumar and Pappu Kumar. It is submitted that the
recovery of motorcycle has taken place from the possession
of the co-accused Pappu Kumar and no incriminating
material has been recovered from the house of this
petitioner. It is also submitted that the petitioner has no
criminal antecedent.



Learned A.P.P. for the State has opposed the prayer for anticipatory bail of the petitioner and has submitted that the name of this petitioner has come in the confessional statement of the co-accused.

In the given facts and circumstances of the case where the petitioner is said to be a student having no criminal antecedent and no incriminating material has been recovered from the house of the petitioner and save and except the confessional statement of the co-accused, there was no other material to connect the petitioner with the present case, let the above-named petitioner, in the event of his arrest/surrender before the court below within a period of four weeks, be enlarged on bail furnishing bail bond of Rs. 15,000/- (Rupees Fifteen Thousand only) with two sureties of the like amount each to the satisfaction of learned C.J.M., Madhepura, in connection with Madhepura P.S. Case No. 807/2018, subject to condition prescribed under Section 438(2) of the Code of Criminal Procedure.

(Rajeev Ranjan Prasad, J)

Rajeev/-

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