

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.57335 of 2019

Arising Out of PS. Case No.-121 Year-2018 Thana- CHANDI District- Bhojpur

Sadhu Yadav S/o Ramuna Yadav R/o Village- Rupchakiya, P.O.- Khangaon,
P.S.- Chandi, District- Bhojpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rajendra Nath Sinha
For the Opposite Party/s : Mr.Anuj Kumar Shrivastava

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 13-09-2019 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in a case registered under Section
394/34 of the Indian Penal Code and 27 of the Arms Act.

Prosecution case in short is that the truck of the informant
was overtaken by the accused persons and thereafter, firing was
made as a result of which, the informant sustained fire arms
injury. It is also alleged that some money was snatched from the
informant.

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 23-06-2019. 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. The petitioner has not been put on test identification parade to ascertain his participation in the alleged occurrence.

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 Additional Chief Judicial Magistrate-III, Ara, Bhojpur in connection with Chandi P.S. Case No. 121 of 2018.

(Sudhir Singh, J)

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