

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.77483 of 2019

Arising Out of PS. Case No.-138 Year-2019 Thana- LALIT NARAYAN UNIVERSITY
District- Darbhanga

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PAPPU KUMAR Son of Shri Umesh Jha Resident of Village - Chakgarji,
P.S.- Ahiyapur, Distt.- Muzaffarpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Rudal Singh

For the Opposite Party/s : Mr.Amit Kumar Rakesh

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 28-11-2019 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in a case registered under
Sections 328, 307, 379/34 of the Indian Penal Code.

Allegation is that 3-4 unknown miscreants had taken
away the lagage of the informant after administering Maja.

It has been submitted on behalf of the petitioner that
the petitioner is in custody since 14.06.2019. Charge sheet has
been submitted in this case. There is no allegation of tampering
of witnesses alleged against the petitioner. The petitioner is not
named in the F.I.R. His name has come on the basis of
confession made by him in connection with another case.
Except for this, there is no other substantive evidence to suggest



his implication in this case. From perusal of the F.I.R., it appears that no offence under Section 307 of I.P.C. is made out. There is no allegation of assault alleged against the petitioner. So far allegation of theft is concerned, there is no recovery of any incriminating article from the possession of the petitioner. The petitioner has not been put on T.I.P. to ascertain regarding his participation in the alleged occurrence.

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, 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 IV, Darbhanga in connection with L.N.M.U. P.S. case No.138 of 2019.

(Sudhir Singh, J)

Narendra/-

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