

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.77948 of 2019

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

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Mahabir Yadav @ Mahabir Rai, Son of Ramuna Yadav, Resident of Village-
Rupchakiya, Police Station-Chandi, District-Bhojpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Gopal Govind Mishra, Advocate

For the Opposite Party/s : Mr.Ajay Kumar, APP

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CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 02-12-2019 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner seeks bail in connection with Chandi
P.S. Case No. 121 of 2018 registered for the offences under
Sections 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.

Learned counsel for the petitioner submits that
petitioner has got no criminal antecedent. There is no allegation
of tampering of witnesses alleged against the petitioner. The



petitioner is in custody since 02.08.2019 and 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 TIP.

Learned counsel for the petitioner further submits that similarly situated co-accused have already been granted bail by coordinate Benches of this Court vide order dated 13.09.2019 and 23.10.2019 passed in Cr. Misc. No. 57335 of 2019 and Cr. Misc. No. 63888 of 2019 respectively.

In view of the facts and circumstances of the case, let the petitioner above named be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned A.C.J.M. 12, Bhojpur at Ara, in connection with Chandi P.S. Case No. 121 of 2018.

(Anjani Kumar Sharan, J)

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