

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No 380 of 2020

Arising Out of PS. Case No.-404 Year-2019 Thana- KOTWALI District- Patna

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ROHIT @ ROHIT SINGH @ ROHIT KUMAR SINGH @ ROHIT KUMAR
S/o Shivendra Singh @ Shivendra Narayan Singh R/o- Pratap Nagar, P.S.-
Saharsa Sadar, District- Saharsa

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Ajit Kumar

For the Opposite Party/s : Mr.Jai Narain Thakur

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CORAM: HONOURABLE MR JUSTICE MADHURESH PRASAD

ORAL ORDER

2 18-01-2020 Heard learned counsel for the petitioner and the learned
APP for the State.

The petitioner seeks bail in Kotwali Police Station (for
brevity, *PS*) Case No 404 of 2019 instituted for the offence
punishable under Section (s) 392, 411, 413, 120B of Indian
Penal Code.

The petitioner is not named in the First Information
Report. The informant disclosed that three persons snatched his
mobile phone and Scorpio vehicle and fled away. Learned
counsel for the petitioner submits that the name of the petitioner
figured in the case in the confessional statement of co-accused
Md Miraj @ Munna recorded in connection with Gandhi
Maidan PS Case No 215 of 2019. Save and except the



confession made by the co-accused, there is no material to show the involvement of the petitioner in the present case. The petitioner is in jail since 21.06.2019 and has not been put on Test Identification Parade. It is further submitted by petitioner's counsel that prior to the instant case, three cases were lodged against the petitioner for offence under the Excise Act in which he is on bail. Pursuant to his remand in this case, petitioner is also remanded in four other cases which are mentioned in paragraph 3 of the instant petition. Other than suspicion and the petitioner's antecedent, there is nothing to suggest that the petitioner is in any way connected with the occurrence. There is also no recovery from the petitioner.

Learned APP for the State opposed the prayer for bail.

Considering the aforesaid, let the petitioner, above named, be released on bail on his furnishing bonds of Rs 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of Chief Judicial Magistrate, Patna in connection with Kotwali PS Case No 404 of 2019 subject to the following conditions:-

(i) That one of the bailors will be a close relative of the petitioner who will give an affidavit giving genealogy as to how he is related with the petitioner. The bailor will also undertake to



inform the Court if there is any change in the address of the petitioner.

(ii) That the petitioner will be well represented on each date and if he fails to do so on two consecutive dates, his bail bond will be liable to be cancelled.

(Madhuresh Prasad, J)

M.E.H./-

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