

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.31361 of 2020

Arising Out of PS. Case No.-398 Year-2019 Thana- PHULWARISHARIF District- Patna

1. OM PRAKASH SHARMA, Son of Shyam Chandra Sharma Resident of Village - Sahtha, P.S.- Bhagwanpur, District - Vaishali at Hajipur.
2. Dheeraj Kumar Sahani @ Dheeraj Sahni, Son of Madhu Sahni Resident of Village - Dumrikala, P.S.- Mejarganj, District - Sitamarhi.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Niranjana Parihar, Advocate

For the Opposite Party/s : Mr. Akshay Lal Pandit, APP

CORAM: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR
ORAL ORDER

2 02-12-2020 Heard the learned counsel for the petitioners

and the State.

The petitioners seek bail in connection with

Phulwarisharif P. S. Case No. 398 of 2019 dated

19.04.2019, instituted for the offence under Section 395

of the Indian Penal Code.

It has been argued on behalf of the petitioners

that they have not been named in the F.I.R. and their

implication in this case is on the basis of confession of a

co-accused person. No test identification parade has

been held and nothing has been recovered from the



possession of the petitioners as well.

Similarly situated persons have stated to have been granted bail by a Bench of this Court.

The petitioners are stated to be in custody since 17.11.2019.

Regard being had to the afore-stated facts, the petitioners, above-named, are directed to be released on bail on their furnishing bail bonds in the sum of Rs. 10,000 /- (Ten Thousand) each with two sureties of the like amount each to the satisfaction of the learned A.C.J.M.-XV, Patna. in connection with Phulwarisharif P. S. Case No. 398 of 2019.

The application stands allowed.

(Ashutosh Kumar, J)

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