

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.83809 of 2019

Arising Out of PS. Case No.-432 Year-2015 Thana- MADHEPURA District- Madhepura

MD. SAKIL @ LALWA S/o Md. Shalauddin R/o village- Machhbakhra, P.S.-
(Bharrahi O.P.), Madhepura, District- Madhepura

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Dinesh Prasad Verma
For the Opposite Party/s : Ms.Nirmala Kumari

CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

3 07-01-2020 Heard the learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner seeks regular bail in connection with
Madhepura P.S. Case No. 432 of 2015 for the offence registered
under Section 394 of the Indian Penal Code.

The allegation is regarding unknown accused persons
having intercepted a Tata 207 vehicle whereafter the said
unknown accused persons had dragged the informant out of the
vehicle and fired gun shots on him as also had snatched a sum
of Rs. 80,000/- and a mobile phone.

The learned counsel for the petitioner has submitted
that the petitioner is innocent and has been falsely implicated in
the present case inasmuch as neither any test identification
parade has been held so as to establish the complicity of the



petitioner in the alleged occurrence nor any recovery of the snatched money has been made from the petitioner. It is further submitted that the name of the petitioner has transpired in the present case upon confessional statement made by the co-accused person namely Tufani Yadav. Lastly, it is submitted that the petitioner is languishing in custody since 11.09.2018 and is ready to abide by such conditions as may be deemed fit and proper to be imposed upon the petitioner herein.

Having regard to the facts and circumstances of the case and considering the submissions made by the learned counsel for the petitioner, I deem it fit and proper to direct the petitioner herein to be released on bail.

Accordingly, the petitioner, above named, is directed to 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 Chief Judicial Magistrate, Madhepura in connection with Madhepura P.S. Case No. 432 of 2015.

It is needless to state that the petitioner would mark his presence before the Officer In-Charge of the concerned Police Station at 10:30 A.M. on each and every Monday of the week and in the event of his failure to do so on two consecutive occasion, the present privilege of bail shall stand



cancelled automatically and the petitioner shall be taken into custody forthwith.

(Mohit Kumar Shah, J)

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