

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.13393 of 2020**

Arising Out of PS. Case No.-85 Year-2013 Thana- HASANPUR District- Samastipur

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VISHAM @ VIBHAW YADAV @ VISHAM YADAV S/o Ramdev Yadav  
R/o village- Chhoti Moiyam, P.S.- Bakhri, District- Begusarai

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr.Vinay Kumar Mishra  
For the Opposite Party/s : Mr.Gauri Shankar Gupta

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**CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH**  
**ORAL ORDER**

2      08-02-2021                      Heard learned counsel for the petitioner and learned APP  
for the State.

The petitioner is apprehending his arrest in a case  
registered under Section 395 of the Indian Penal Code.

Allegation is that 10-12 unknown persons entered into  
the house of the informant and committed dacoity of money,  
jewellery and electronics.

It has been submitted on behalf of the petitioner that the  
petitioner has got no criminal antecedent. 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 in this case on  
confessional statement of co-accused, namely, Ganga Ram. 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 his  
participation in the alleged occurrence. It is further submitted on



behalf of the petitioner that the petitioner shall appear in the court below on each and every date and if he fails to appear on two consecutive dates the court below will be at liberty to cancel his bail bond.

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, in the event of arrest/surrender before the learned court below within a period of six weeks from today, be released on anticipatory 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, Rosera, Samastipur in connection with Hasanpur P.S. case No.85 of 2013, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure

The petitioner is directed to appear in the court below on each and every date and if he fails to appear on two consecutive dates the court below will be at liberty to cancel his bail bond.

Narendra/-

**(Sudhir Singh, J)**

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