

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.30333 of 2020

Arising Out of PS. Case No.-256 Year-2018 Thana- CHOUTARWA District- West
Champaran

SUBHASH YADAV Son of Ramchandra Yadav Resident of Village- Katiaya,
Police Station- Lauriya, District- West Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Arbind Kumar Singh

For the Opposite Party/s : Mr.A.G.

CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

3 06-01-2021 Heard the learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner seeks regular bail in connection with
Chautarwa P.S. Case No. 256 of 2018 for the offence registered
under Section 392 of the Indian Penal Code.

The allegation is regarding unknown miscreants having
intercepted the informant and thereafter they are stated to have
made the informant sit on their motorcycle and had taken him
away. It is further alleged that the said miscreants had then
snatched a sum of Rs. 3,35,000/- from the pocket of the informant
apart from snatching his cheque book, ATM card etc.

The learned counsel for the petitioner has submitted that
the petitioner is innocent, has been falsely implicated in the
present case and is languishing in custody since 25.05.2019. It is
further submitted that neither any Test Identification Parade has



been held till date so as to connect the petitioner with the alleged crime nor any recovery of the looted cash amount has been made from the petitioner.

Per contra, the learned counsel for the State has vehemently opposed the prayer for bail.

Having regard to the facts and circumstances of the case, considering the submissions made by the learned counsel for the petitioner and taking into account the materials available in the case diary as also considering the fact that no Test Identification Parade has been held so as to connect the petitioner with the alleged crime and moreover no looted cash amount has been recovered from the petitioner, I deem it fit and proper to direct for release of the petitioner herein on regular 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 Additional Chief Judicial Magistrate-Ist, Bagaha, West Champaran in connection with Chautarwa P.S. Case No. 256 of 2018.

(Mohit Kumar Shah, J)

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