

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.43481 of 2021**

Arising Out of PS. Case No.-254 Year-2020 Thana- BANIAPUR District- Saran

SUDHIR KUMAR GIRI Son of Hari Shankar Giri Resident of Arya Nagar
Giri Tola, P.S.- Chapra Town, District - Saran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Harish Kumar

For the Opposite Party/s : Mr.Parmanand Kumar

**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER**

2 01-11-2021 Heard learned counsel for the petitioner and the State.

Petitioner seeks regular bail in a case registered for
the offence punishable under Section 395 of the Indian Penal
Code.

As per the prosecution case, three miscreants came on
a Bolero vehicle and entered the shop of the informant while
two persons stood nearby. They took away cash to the tune of
Rs. 80,040/- on the point of pistol.

Learned counsel appearing for the petitioner submits
that petitioner is not named in the FIR. The name of petitioner
has come in this case during the course of investigation in the
confessional statement of co-accused, Sukhdeo Kumar. No
incriminating article has been recovered from the possession of
the petitioner and till date the petitioner has not been put on Test



Identification Parade. The only material that has come against this petitioner that he was arrested from looted Bolero vehicle. Petitioner is in custody since 21.09.2020 and investigation in this case is complete.

Learned counsel appearing for the State opposes the prayer for bail.

Considering the facts of the case and the period of custody of the petitioner, let the petitioner, above named, 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 Chief Judicial Magistrate, Saran at Chapra in connection with Baniyapur PS case No.254/2020.

(Prabhat Kumar Singh, J)

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