

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.37307 of 2020

Arising Out of PS. Case No.-261 Year-2019 Thana- SONBERSA District- Sitamarhi

Vijay Das S/O Baldeo Das Resident Of Village - (LALBANDI) Sonbarsa, P.S.
- Sonbarsa, District - Sitamarhi

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Virendra Kumar, Adv.

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

CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 02-02-2021 Heard the learned counsel for the petitioner and
Shri Bharat Lal, the learned A.P.P. appearing for the State.

The petitioner seeks regular bail in connection with
Sonbarsa P.S. Case No. 261 of 2019 for the offence punishable
under Section 394 of the Indian Penal Code.

The allegation is regarding unknown miscreants
having intercepted the informant, assaulted him by the butt of
pistol and looted a cash amount of Rs.1,50,000/-.

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 22.08.2020. The learned counsel for the petitioner has
further submitted that no test identification parade has been held
so as to connect the petitioner with the alleged crime and charge



sheet has already been filed in the present case, hence no prejudice would be caused, if the petitioner is granted the privilege of bail.

Per contra, the learned Additional Public Prosecutor has vehemently opposed the prayer for regular bail, made by the petitioner.

Having regard to the facts and circumstances of the case, considering the submissions made by the learned counsel for the parties and taking into account the materials on record as also considering the fact that no test identification parade has been held so as to connect the petitioner with the alleged crime, I deem it fit and proper to direct for release of the petitioner on regular bail.

Accordingly, the petitioner, above named, is directed to be released on regular bail on furnishing bail-bonds of Rs. 10,000/- with two sureties of the like amount each to the satisfaction of learned C.J.M., Sitamarhi in connection with Sonbarsa P.S. Case No261 of 2019.

(Mohit Kumar Shah, J)

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