

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.37702 of 2020

Arising Out of PS. Case No.-107 Year-2020 Thana- RAGHOPUR District- Supaul

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MUKESH KUMAR @ MUKESH KUMAR YADAV Son of Dhirendra Yadav
Resident of Village - Kisanpur, Ward No. 08, P.S.- Saur Bazar, District -
Saharsa.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mrs. Aprajita

For the Opposite Party/s : Mr. Anuj Kumar Srivastava, APP

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

5 17-03-2021 Heard both sides.

The petitioner seeks bail in Raghopur P.S. case No.
107/2020 registered u/s 394 of the IPC and u/s 27 of Arms Act.

The informant alleged that while he was returning
after shutting down his provision store along with his staff four
persons came on two motor cycles and looted away the bag
containing Rs. Five lakhs. The informant did not disclose the
name of the accused persons.

The learned counsel for the petitioner submits that
petitioner is not named in the FIR. The name of petitioner
surfaced in the case during the course of investigation in the
confessional statement of co-accused. The petitioner was also
arrested and he was forced to confess his guilt. The police



seized the motor cycle and mobile of the petitioner. The petitioner is in custody since 07.06.2020 but he has not been put in T.I. parade. Save and except confession the I.O. did not collect any further tangible material to show the involvement of the petitioner.

Taking into consideration the facts that the informant claimed to identify the accused persons but the police even after arresting the accused, including the petitioner, did not put the petitioner in T.I. parade nor any tangible material has been collected, save and except confession of the accused, the petitioner, above named, is directed to be enlarged on bail on his furnishing bail bond of Rs. 10,000/- (rupees ten thousand) with two sureties of the like amount each to the satisfaction of the learned Additional Chief Judicial Magistrate-I, Supaul in connection with Raghapur P.S. case No.107/2020.

(Prabhat Kumar Jha, J)

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