

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.10349 of 2021**

Arising Out of PS. Case No.-347 Year-2019 Thana- BALIYA District- Begusarai

=====

AMARJEET KUMAR SON OF ANAND MAHTO RESIDENT OF  
VILLAGE- KHADIYAH, P.S.- BIBHUTIPUR, DISTRICT- BEGUSARI.

... .. Petitioner

Versus

THE STATE OF BIHAR

... .. Opposite Party

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**Appearance :**

For the Petitioner/s : Mr. Ram Sumiran Rai, Advocate

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

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**CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR**  
**ORAL ORDER**

2      30-06-2021      Heard the parties in virtual court proceeding.

Let the defect(s) be removed within four weeks after  
start of the physical court.

The petitioner is languishing in custody for the  
offence punishable under Section 395 of the I.P.C.

Submission is that the FIR of the occurrence of  
dacoity is against unknown. Name of the petitioner surfaced in  
the confessional statement of co-accused Suman Kumar who  
has already been allowed bail by a co-ordinate Bench of this  
court. Petitioner is in custody since 04.12.2019. However, he  
was never put on test identification parade during investigation  
of the case nor any incriminating article was recovered from his  
possession or house.

Considering the aforesaid facts, let the petitioner,



above named, be released on bail on furnishing bail bond of Rs. 20,000/- (Twenty Thousand) with two sureties of the like amount each to the satisfaction of the learned Court-below where the case is pending in connection with Balia P.S. Case No. 347 of 2019, with following conditions:

(a) Both the bailors shall be the resident of territorial jurisdiction of the learned Court-below.

(b) The petitioner shall fully cooperate with the investigation/trial of the case, failing which the court below shall be at liberty to cancel the bail bond of the petitioner.

(c) The petitioner shall not leave the country without permission of the trial Court.

**(Birendra Kumar, J)**

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