

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.3590 of 2022**

Arising Out of PS. Case No.-196 Year-2021 Thana- CHAUTHAM District- Khagaria

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Pankaj Kumar @ Pranav Kumar, aged about 25 years, Male Son of Kaleshwar Sah, Resident of Village- Simraha, P.S.- Sadar (Saharsa), District- Saharsa.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

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

For the Opposite Party/s : Mr. Kumar Veerendra Narayan, APP

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**CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR JHA
ORAL ORDER**

2 06-06-2022 Heard learned counsel for the petitioner and learned APP for the State.

Let the defect(s), if any, as pointed out by the office be removed within a period of four weeks from today.

The petitioner seeks bail in connection with Choutham P.S. Case No. 196 of 2021 registered for the offences punishable under Sections 395 and 412 of the Indian Penal Code.

The prosecution case is that some miscreants committed *Dacoiti* in the house of the informant and during investigation the name of the petitioner came up as one of the accused persons and some stolen property was allegedly



recovered from the petitioner.

Learned counsel for the petitioner has submitted that the petitioner is not named in the FIR and has been named only on the basis of confessional statement of co-accused Sanjay Singh. No Test Identification Parade has been conducted and nothing has been recovered from this petitioner in the instant case. Petitioner is in custody since 25.09.2021 and he has been made accused in Uda Kishunganj P.S. Case No. 273/2021 under Section 395 of the Indian Penal Code after the instant case.

Having regard to the aforesaid facts and submission made on behalf of the petitioner especially considering the period of custody, let the petitioner above named be released on bail on furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned Judicial Magistrate 1st Class, Khagaria in connection with Choutham P.S. Case No. 196 of 2021, subject to the following conditions:

(i) One of the bailors will be a close relative of the petitioner, preferably one of his parents.

(ii) The petitioner will remain present on each and every date fixed by the court below and not delay the trial.

(iii) In case of absence for three consecutive dates or



in violation of the terms of the bail, his bail bond will be liable
to be cancelled by the Court concerned.

(Arun Kumar Jha, J)

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