

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.22960 of 2022

Arising Out of PS. Case No.-200 Year-2021 Thana- TRIVENIGANJ District- Supaul

Gopal Yadav, S/o Late Nageshwar Yadav R/o village- Maura Ramnagar,
Kabiyahi, Ward No. 07, P.S.- Shankarpur, District- Madhepura

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Pawan Kumar, Advocate

For the Opposite Party/s : Mr.Mohammad Sufyan, APP

CORAM: HONOURABLE MR. JUSTICE RAJIV ROY
ORAL ORDER

3 08-08-2022 Heard learned counsel for the petitioner and the
learned APP for the State.

Let the defect(s) be removed within four weeks of the
complete start of the physical Court in normal course.

The petitioner is in judicial custody in connection
with Triveniganj P.S. Case No.200/2021 instituted under Section
392 of the Indian Penal Code.

The allegation in the FIR is that the informant while
returning after collection of amount on 29.06.2021 was looted
of Rs.73,265/- by the four unknown accused persons who
overtook his motorcycle and pointed the revolver towards him.
Beside the aforesaid amount, it is further alleged that he also
snatched his mobile phone. As all of them were masked, he
could not identify any of them. Accordingly, FIR was registered
against unknown. Subsequently, one Sanjeev Kumar @ Sanjeev



Yadav was apprehended and on his confessional statement, the name of the petitioner cropped up.

Learned counsel for the petitioner submits that the person on whose confessional statement he has been implicated in this case and is in judicial custody since 29.07.2021, has since been granted bail vide Cr. Misc. No.10462 of 2022 on 01.08.2022 by a co-ordinate Bench of this Court. Beside he also submits that the other co-accused namely Sandeep Kumar @ Mithul Yadav @ Mithul, Mukesh Kumar have also been granted bail vide Cr. Misc. No.15654 of 2022 dated 01.08.2022.

Let the same be kept on record.

Considering the aforesaid fact that the name of the petitioner has been cropped up during the confessional statement of Sanjeev Kumar who has since been granted bail, he is in custody since 29.07.2022 and charge-sheet stands submitted as also some similar situated accuseds have been granted the privilege of bail, this Court is inclined to grant him privilege of bail with certain conditions in view of the fact that he has criminal antecedent.

Let the petitioner be released on bail on furnishing bail bond of Rs.10,000/-(Rupees Ten Thousand) with two sureties of the like amount each in connection with Triveniganj



P.S. Case No.200/2021 to the satisfaction of learned A.C.J.M.,
Ist, Supaul, subject to following conditions:

(i) one of the bailor should be the family member of
the petitioner, who shall provide official document to show
his/her *bona fide*;

(ii) the petitioner shall appear on each and every date
before the Trial Court and failure to do so for two consecutive
dates without plausible reasons will entail his cancellation of
bail by the Trial Court itself;

(iii) he shall appear before the concerned police
station every fortnight till conclusion of the trial to mark his
presence;

(iv) the petitioner shall desist from committing any
criminal offence again failing which the State shall be at liberty
to take steps for cancellation of his bail bonds.

With the aforesaid observations, the bail application is
allowed.

(Rajiv Roy, J)

Prakash Narayan /-

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