

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.37609 of 2021

Arising Out of PS. Case No.-19 Year-2020 Thana- AMDABAD District- Katihar

JAHANGIR Son of Habbibur Resident of Village - Babla Banna, Police
Station - Amdabad, District - Katihar.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Rajendra Prasad Sah, Advocate
For the Opposite Party/s : Mr. Yogendra Kumar, APP

CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

2 07-01-2022 Heard learned counsel for the parties through video
conferencing.

The petitioner has preferred this application for grant
of regular bail in a case registered under section 392 of the
Indian Penal Code

As per the prosecution case, when the informant was
returning after withdrawing cash to the tune of Rs. 7 lacs from
the bank, it is stated that the accused persons robbed him of the
bag containing cash.

It is submitted by learned counsel for the petitioner
that the petitioner is not named in the FIR. Referring to the
order of the learned trial Court it is submitted that the name of
the petitioner transpired in course of investigation in the
confessional statement of co-accused Md. Naimuddin made
before police which is inadmissible. The said co-accused Md.



Naimuddin has himself been enlarged on bail vide order dated 22.9.2020 passed in Cr. Misc. no. 22618 of 2020. Inspite of being in custody since 8.3.2021 and charge sheet having been submitted in the case, the petitioner has not been put on T.I. Parade.

Heard learned APP for the State.

Having heard learned counsel for the parties and taking into consideration the facts of the case, the petitioner not having been put on T.I. Parade, charge sheet having been submitted in the case and grant of bail to the above named co-accused on whose confessional statement the name of the petitioner transpired, the Court directs the petitioner to be enlarged on bail in connection with Amdabad P.S. Case no. 19 of 2020 on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Judicial Magistrate 1st Class, Katihar.

(Partha Sarthy, J)

Prakash/-

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