

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.43110 of 2021

Arising Out of PS. Case No.-325 Year-2019 Thana- PIPRA District- East Champaran

JITENDRA SAHANI Son of Gaji Sahani @ Laxmi Sahni Resident of Village
- Madhubanighat Tola Mathiya, P.S. - Muffassil, Dist. - East Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Prateek Tandon, Advocate

For the Opposite Party/s : Mr. Ashok Kumar Singh, Advocate

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA

ORAL ORDER

4 19-05-2022 Heard learned counsel for the petitioner and

learned Additional Public Prosecutor appearing for the

State.

Petitioner seeks regular bail in connection with
Pipra P.S. Case No. 325/2019 registered for the offence
punishable under Section 392 of the Indian Penal Code
1860.

The prosecution case in nutshell is that three
unknown persons intercepted the informant and looted a
sum of Rs.31,400/- one tab of Samsung Company, one
Biometric etc.

Learned counsel for the petitioner submits that the
petitioner has falsely been implicated in this case on the
basis of confessional statement of co-accused Binod Sahani



who has been granted bail by a co-ordinate Bench of this Court in Cr. Misc. 22483 of 2020. Learned counsel produced the order passed in Cr. Misc. 44148 of 2021 in order to show that Binod Sahani was also having criminal antecedents and was accused in about ten cases. The petitioner is also having criminal antecedents of 12 cases and he is in custody since 24.12.2020 i.e. for about one year five months and charge sheet has already been submitted. He further submits that no looted and/or incriminating material has been recovered from possession of the petitioner.

Regards being had to the submission made by the parties and taking into consideration the materials on record, the fact that similarly situated co-accused person has been granted bail by a co-ordinate Bench of this Court, the petitioner is in custody since 24.12.2020 and charge sheet has already been submitted, I am inclined to grant regular bail to the petitioner.

Accordingly, let the petitioner, above named, be released on regular bail on furnishing bail bonds of Rs.20,000/- (Twenty thousand) with two sureties of the like



amount each to the satisfaction of learned Chief Judicial Magistrate, East Champaran at Motihari, in connection with Pipra P.S. Case No. 325/2019 subject to the condition that the petitioner will be well represented on each date in the trial and if he fails to do so on two consecutive dates, his bail bonds will be liable to be cancelled.

(Anil Kumar Sinha, J)

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