

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.71508 of 2021**

Arising Out of PS. Case No.-97 Year-2021 Thana- KHAIRA District- Saran

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GUDDU KUMAR @ AURANGZEB @ AURANGZEB BAITHA SON OF
AZIM MIAN @ AZIM BAITHA RESIDENT OF VILLAGE- GOVINDPUR,
P.S- KHAIRA, DIST- SARAN

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Devendra Narayan Singh

For the Opposite Party/s : Mr. Mukesh Kumar Singh

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**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER**

3 26-04-2022 Heard learned counsel for the petitioner and the State.

The matter has been taken up through video conferencing.

Petitioner seeks regular bail in a case registered for the offence punishable under Section 395, 397 of the Indian Penal Code.

As per the prosecution case, this petitioner along with other accused persons intercepted the informant and looted cash and ledger of the informant.

Learned counsel appearing for the petitioner submits that petitioner is not named in the FIR. The name of petitioner has transpired in this case during the course of investigation in the confessional statement of co-accused, Rishi Kumar, who



was apprehended on the spot. It is submitted that petitioner was not apprehended on the spot. No looted article has been recovered from the possession of the petitioner and till date the petitioner has not been put on Test Identification Parade. Petitioner is in custody since 28.03.2021 and investigation in this case is complete.

Learned counsel appearing for the State opposes the prayer for bail and submits that looted register, bill book and a bag containing cash of Rs. 15,500/- of the informant has been recovered from the possession of this petitioner.

Considering the nature of accusation and gravity of the offence, I am not inclined to enlarge the petitioner on bail. Accordingly, the same is rejected.

(Prabhat Kumar Singh, J)

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