

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.51649 of 2022

Arising Out of PS. Case No.-32 Year-2017 Thana- BHIMPUR District- Supaul

Upendra Sharma S/O Ram Kishun Shrma Resident Of Village- Jagdishpur,
Karjain Bazar Ward No. 5, P.S. Karjain, District- Supaul

... .. Petitioner

Versus

The State Of Bihar

... .. Opposite Party

Appearance :

For the Petitioner : Mr.Prabhakar Nath Rai, Advocate
For the Opposite Party : Mr.Pranav Kumar, APP

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 16-12-2022 Heard learned counsel for the petitioner and learned
APP for the State through virtual mode.

Learned counsel for the petitioner is directed to
remove the defect(s) as pointed out by the office within a period
of four weeks.

The petitioner seeks bail in a case registered under
Section-392 of the Indian Penal Code.

Allegedly, while the informant along with Khalasi
after loading the mango on a Pick up Van was going to Hajipur,
in the way, the miscreants intercepted him. Thereafter, the
informant and his Khalasi were got down from pick up Van and
were taken to Narpatganj on a car where they were left out. It is
further alleged that Mobile Phones, ATM Card, cash Driving
Licence were snatched away from them.



It has been submitted that the petitioner has got no criminal antecedent. There is no allegation of tampering of witnesses alleged against the petitioner. The petitioner is in custody since 19-05-2022. Charge sheet has already been submitted in this case. The petitioner is not named in the FIR. The name of the petitioner has transpired in the present case in confessional statement of co-accused. The petitioner has not been put on TIP to ascertain his participation in the alleged offence.

On behalf of the State, it is submitted that the petitioner is not named in the FIR.

Considering the aforesaid facts and circumstances of the case, let the petitioner named above, be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Supaul in connection with Bhimpur (Supaul) P.S. Case No. 32 of 2017.

(Sudhir Singh, J)

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