

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.72071 of 2021

Arising Out of PS. Case No.-326 Year-2018 Thana- ALAMGANJ District- Patna

MD. GOPAL BAKHHO @ MD. SHABIR BAKHO Son of Md. Jahit Bakho
@ Md. Jahit Bakho Resident of Village - Dakaria, P.S.- Islampur, Distt.-
Nalanda, At Present resident of Gaighat Near Ganga Bridge, P.S.- Alamganj,
Distt.- Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Deepak Kumar Singh, Advocate

For the Opposite Party/s : Mr. Awadhesh Kumar Singh, APP

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

3 01-09-2022 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner apprehends his arrest in a case
registered for the offences punishable under Sections 394 of the
Indian Penal Code.

Learned counsel for the petitioner submits that the
petitioner is a person with clean antecedent and the informant
alleges that on the date of occurrence at 4:00 AM when she
perturbed and got down at Gaighat Barrier and reached near
Bihar Judicial Academy when he was intercepted by one
unknown accused who at the point of knife looted Rs. 3800/-
along with mobile, gold chain and other ornaments of his wife,
it is next alleged that the informant can identify the accused



based on CCTV footage.

Learned counsel for the petitioner submits that the petitioner has been falsely implicated in the present case, it is next submitted that FIR was against unknown, it is also submitted that from perusal of allegation as alleged in the FIR, it would manifest that informant has very clearly alleged that it was only one accused who committed the occurrence, it is next submitted that during the course of investigation two accused persons were arrested Munna Bakho and Naushad and based on their confessional statement, the petitioner came to be implicated when admittedly confessional statement in Police custody has not evidentiary value,

Learned A.P.P. for the State opposes the prayer for anticipatory bail of the petitioner.

Considering the submissions made by the learned counsel for the petitioner, the petitioner above-named, in the event of his arrest or surrender before the learned trial court within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned trial court where the case is pending/successor court in connection with Alamganj P.S.



Case No. 326 of 2018 subject to the conditions as laid down
under Section 438 (2) of the Cr.P.C.

One of the bailors of the petitioner shall be his father
Md. Jahit Bakho @ Md. Jahit Bakho.

(Satyavrat Verma, J)

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