

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.72508 of 2021

Arising Out of PS. Case No.-37 Year-2019 Thana- TEKARI District- Gaya

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CHHOTU @ SHRAVAN @ AJAY YADAV Son of Abhimanu Yadav Resident
of Mohalla - Darma, P.S. - Uphara, District - Aurangabad, Bihar.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Avinash Kumar Singh, Adv.

For the Opposite Party/s : Mr. Mithlesh Kumar Khare, APP

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CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY

ORAL ORDER

2 08-06-2022

Heard learned counsel for the parties.

The petitioner has preferred this application for grant
of regular bail in a case registered under section 387 of the
Indian Penal Code and section 16B and 17 of the UAP Act.

As per the prosecution case, 15-20 unknown
accused persons came variously armed and destroyed the JCB
of the informant as also assaulted the night guard Ramakant
Yadav and Ajay Paswan. The accused persons took away their
mobile phones giving threats that the levy should be reached to
them and till then the work should be stopped. They were saying
that they belonged to the T.P.C. organisation.

It is submitted by learned counsel for the petitioner
that the F.I.R. was registered against unknown. Referring to the
order of the learned trial court rejecting the prayer for bail of the
petitioner, it is submitted that name of the petitioner transpired
in the confessional statement of co-accused Mangal Singh @



Jitendra Singh. The said Mangal Singh @ Jitendra Singh has been enlarged on bail vide order dated 20.2.2021 (Annexure-2) passed in Cr. Misc. no.34616 of 2020. The petitioner is in custody since 6.5.2019 and chargesheet has been submitted in the case without putting the petitioner on T.I. parade.

Heard learned A.P.P. for the State.

Having heard learned counsel for the parties and taking into consideration the contents of the order of the learned trial court, grant of bail to co-accused Mangal Singh @ Jitendra Singh on whose confessional statement before the police the name of the petitioner transpired and chargesheet having been submitted in the case without putting the petitioner on T.I. parade inspite of the petitioner having remained in custody for more than 3 years, the Court directs the petitioner to be enlarged on bail in connection with Sessions Trial no.79 of 2020 (arising out of Tekari P.S. Case no.37 of 2019) 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 Additional District and Sessions Judge 1st, Gaya.

(Partha Sarthy, J)

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