

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.9215 of 2023

Arising Out of PS. Case No.-43 Year-2021 Thana- BISHUNPUR District- Darbhanga

SUNDAR YADAV Son of Late Vinay Yadav Resident of Mohalla/Village-
Santpur Taralahi, P.S.- Bishanpur, District- Darbhanga Petitioner/s
Versus

The State of Bihar Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Kedar Jha, Adv.
For the Opposite Party/s : Mr. Raj Ballabh Singh, APP

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

2 10-05-2023 Heard Mr. Kedar Jha, learned counsel for the

petitioner and Mr. Raj Ballabh Singh, learned Additional Public

Prosecutor for the State.

2. Petitioner seeks regular bail in connection with
Bishanpur PS Case No. 43/2021 dated 10.05.2021 registered for
the offence punishable under Sections 394 of the IPC.

3. As per First Information Report, four unknown
persons accosted the informant, abused him and demanded
mobile phone from the informant and upon refusal, one of the
co-accused assaulted him by means of knife near his thigh and
snatched the mobile phone from brother of the informant and
fled away.

4. Learned counsel for the petitioner submits that
petitioner is not named in the FIR and the FIR is against
unknown. During course of investigation, the name of petitioner
was disclosed by one Sunil Sahani and the petitioner has been
remanded in the present case on the basis of statement of co-
accused as well as the confessional statement of the petitioner



recorded in Simri PS Case No. 121/2021. Neither any looted article has been recovered from the possession of the petitioner nor has he been put on test identification parade. The Petitioner is in custody since 20.08.2022.

5. Regards being had to the submissions made by the parties, taking into consideration the material on record and the fact that petitioner is not named in the FIR, he has been accused on the basis of confessional statement and self inculpatory confessional statement of the petitioner, he is in custody since 20.08.2022 and the charge-sheet has already been submitted, I am inclined to grant regular bail to the petitioner subject to the condition that petitioner will be well represented on each and every date in the trial and if he fails to do so on two consecutive dates, his bail bonds will be liable to be cancelled.

6. Accordingly, let the petitioner, SUNDAR YADAV be released on bail on furnishing bail bond of Rs. 20,000/- (Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge-XI, Darbhanga in connection with Bishanpur PS Case No. 43/2021.

(Anil Kumar Sinha, J)

perwez

U		T	
---	--	---	--

