

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.17418 of 2023

Arising Out of PS. Case No.-121 Year-2022 Thana- MEDNI CHAUKI District- Lakhisarai

SUNIL KUMAR @ YUGAL SON OF SACHI MAHTO RESIDENT OF
VILLAGE- DEOGHARA, CHANDRA TOLA PS- MEDNI CHOUKI,
DISTRICT- LAKHISARAI

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Parmanand Pd. Nr. Sahi

For the Opposite Party/s : Mr.Upendra Kumar

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 12-05-2023 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner has prayed for regular bail in a case
registered for the offence punishable under section 395 of the
Indian Penal Code.

As per allegation in the FIR, five miscreants entered
into the house of the informant and on pistol point looted
jewelries after tiding the hands of the informant and his sister.

It is submitted by learned counsel for the petitioner
that petitioner has been falsely implicated in this case. Neither
the petitioner is named in the FIR not put on TIP. There is no
eye witness of the alleged occurrence. Nothing has been
recovered from his conscious possession. His name came in this



case on the basis of confessional statement of co-accused Girish Kumar before the police, which has no evidentiary value in the eye of law. Similarly situated other co-accused person namely, Banti Kumar has already been granted bail by another Bench of this Court. Petitioner is languishing in judicial custody since 11.10.2022.

The application for bail is opposed by learned APP for the State.

Having heard learned counsel for the parties and considering the facts and circumstances of the case, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) with two sureties of the like amount each to the satisfaction of the learned Judicial Magistrate, 1st Class, Lakhisarai in connection with Medni Chowki P.S. Case No. 121 of 2022.

(Sunil Kumar Panwar, J)

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