

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.31992 of 2023

Arising Out of PS. Case No.-498 Year-2022 Thana- FORBESGANJ District- Araria

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AJAY YADAV @ AJAY KUMAR YADAV S/O MAHENDRA YADAV R/O
Village- Bholgouna, Baijopatti, ward No. 6, P.S- Bhargama, Distt.- Araria.
... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Mrigendra Kumar

For the Opposite Party/s : Mr.Pradeep Narain Kumar

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 24-06-2023 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 392 of the
Indian Penal Code.

As per prosecution case, while the informant was
returning after collecting cash of Rs. 8,94,671/-, meanwhile two
culprits boarded on motorcycle came near him and snatched his
bag containing aforesaid amount on pistol point thereafter they
fled away.

Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence. The
petitioner is not named in FIR rather he has falsely been
implicated in this case on the basis of suspicion. Neither the
petitioner has been put on TI Parade nor any incriminating article



has been recovered from his conscious possession. It is further submitted that co-accused Shyam Sunder Kumar has been arrested in other case who confessed the complicity of the petitioner in his confessional statement which has got no evidentiary value in the eye of law. Moreover, similarly situated co-accused namely, Manish Kumar has already been granted bail by this Court vide order 11.5.2023 passed in Cr. Misc. No. 6600 of 2023. Petitioner is languishing in custody since 23.8.2022.

Learned APP appearing for the state has opposed the prayer of regular bail.

Having heard learned counsel for the parties and considering the facts and circumstances of the case as well as custody of the petitioner, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be released on bail in connection with Forbesganj P.S. Case No. 498 of 2022 on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned C.J.M., Araria.

(Sunil Kumar Panwar, J)

Amandeep/-

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