

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.38203 of 2023

Arising Out of PS. Case No.-146 Year-2022 Thana- TEKARI District- Gaya

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Guddu Paswan @ Pankaj Paswan S/O Ramashray Paswan @ Jitendra Paswan
R/O Village- Kusapi, Ps. Tekari, Dist. Gaya.

... .. Petitioner/S

Versus

The State of Bihar.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s :	Mr.Vinod Kumar, Advocate
For the Opposite Party/s :	Mr.Arun Kumar Pandey, APP

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CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

2 12-07-2023 Heard learned counsel appearing on behalf of the

petitioner and learned counsel appearing on behalf of the State.

Let the defect(s), if any, be removed within a period
of four weeks from today.

The petitioner seeks bail in connection with Tekari
P.S. Case No. 146 of 2022 registered for the offence under
Section 395 of the Indian Penal Code.

The accused/petitioner is not named in the F.I.R. and
is in custody since 08.02.2023.

The allegation against the petitioner is to commit
robbery and while committing so taken away the valuable
documents related with property belongs to informant and



others.

Learned counsel appearing on behalf of the petitioner submitted that the name of petitioner surfaced during the course of investigation on the basis of confessional statement of co-accused, Rahul Kumar, where in furtherance of which no incriminating material recovered/surfaced against this petitioner to connect him *prima facie* with present occurrence of robbery. While concluding the argument, it is submitted that petitioner found involved in four more criminal cases, where he is on bail, and moreover, investigation of this case is completed, for which charge-sheet has been submitted, as such, there is no chance of tampering with the evidence.

Learned APP, opposes the prayer of bail.

Considering the facts and circumstances as mentioned above as save and except, confessional statement, no incriminating material recovered/surfaced against this petitioner to connect him *prima facie* with the present occurrence of robbery, coupled with the fact that charge-sheet has already submitted, where petitioner is in custody since 08.02.2023, accordingly, petitioner above named, is directed to be released on bail in connection with Tekari P.S. Case No. 146 of 2022 on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with



two sureties of the like amount each to the satisfaction of
learned A.C.J.M.-VI, Gaya/concerned Court, subject to the
conditions as mentioned under Section 437(3) of the Cr.P.C.

(Chandra Shekhar Jha, J)

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