

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.40891 of 2023

Arising Out of PS. Case No.-102 Year-2023 Thana- MOKAMAH District- Patna

Gaurav Kumar, Son of Binod Kumar Yadav, Resident of Village- Gurudeo
Tola Mokama, Ward No. 2, P.S. - Mokama, District- Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Manoj Kumar Pandey, Advocate

For the Opposite Party/s : Mr. Md. Aslam Ansari, APP

CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA
ORAL ORDER

2 14-07-2023 Heard the learned counsel for the petitioner and
learned APP for the State.

This application has been filed for grant of regular
bail in connection with Mokama P.S. Case No. 102 / 2023
registered for the offence under Section 395 of the Indian Penal
Code.

As per the prosecution case, the allegation against the
petitioner is that he intercepted the informant, namely, Chandan
Kumar on the point of dagger and snatched all his belongings.

Learned counsel for the petitioner submits that the
name of the petitioner implicated in this case during the
investigation on the basis of confessional statement of other co-
accused, namely, Rohit Kumar. There is no recovery from the
possession or from the house of the petitioner. The petitioner has



not been put on test identification parade and except the confessional statement of the petitioner there is nothing material against the petitioner. He has one criminal antecedent. Charge sheet has already been submitted in this case and there is no chance of absconding of the petitioner or tampering with the evidence. Petitioner is in jail custody since 18.03.2023.

Learned APP for the State has vehemently opposed the prayer of bail.

Considering the aforesaid facts and circumstances of the case and submissions of learned counsel for the parties, let the petitioner, above named, be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned ACJM-III, Barh, District - Patna in connection with Mokama P.S. Case No. 102 of 2023.

(Sunil Dutta Mishra, J)

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