

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.46680 of 2023

Arising Out of PS. Case No.-93 Year-2023 Thana- RUPAULI District- Purnia

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RUPESH YADAV @ RUPESH KUMAR @ RUPESH KUMAR YADAV
(M), aged about 32 years, S/O SHYAMLAL YADAV @ SAMLI YADAV
R/O VILLAGE- TOPRA, PS. RUPAULI, DIST. PURNEA

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Raj Kumar, Advocate

For the Opposite Party/s : Mr.Mritunjay Kumar Nirala, APP

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CORAM: HONOURABLE MR. JUSTICE SHAILENDRA SINGH
ORAL ORDER

2 28-07-2023 1. Heard learned counsel for the petitioner and the
learned APP for the State.

2. Petitioner seeks regular bail in connection with
Rupauli (Mohanpur) P.S. Case No. 93 of 2023 dated
04.04.2023 registered for the offence(s) punishable under
Section(s) 341, 342, 323, 386, 364-A, 506, 427/34 of the Indian
Penal Code and Section 27 of the Arms Act.

3. The main submissions advanced by the learned
counsel for the petitioner are that the petitioner is not named in
the FIR and he belongs to Purnea District while the alleged
occurrence of abduction took place in Bhagalpur District,
during investigation he was arrested and as per prosecution, he
made confessional statement before the police but the said
statement showing his involvement in the alleged crime is
completely false, if the said statement is believed even then no



serious allegation appears against him as according to the said statement, petitioner's duty was only to keep an vigil eye on the action of the police and moreover the victims have been recovered and they did not whisper anything against the petitioner. Further submissions are that the petitioner has fair and clean antecedent and he has been languishing in jail since 05.04.2023 and against him, the investigation has been completed.

4. Learned APP appearing for the State has opposed the bail prayer.

5. Considering the facts and circumstances of this case as well as above submissions and mainly the petitioner's fair and clean antecedent and the completion of investigation against him, in my opinion, it is a fit case for bail to the petitioner. Accordingly, let the petitioner named-above be enlarged on bail in connection with Rupauli (Mohanpur) P.S. Case No. 93 of 2023 on furnishing bail bond of Rs.10,000/-(Ten Thousand) with two sureties of the like amount each to the satisfaction of the Court concerned.

(Shailendra Singh, J)

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