

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.62404 of 2022

Arising Out of PS. Case No.-12 Year-2019 Thana- GHOGHARDIHA District- Madhubani

PRAKASH JHA Son of Late Shyama Nand Jha Resident of village -
Ghoghardiha, P.S.- Ghoghardiha, District - Madhubani

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ratanakar Jha

For the Opposite Party/s : Mr.Dr. Ajeet Kumar

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 17-02-2023 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner has prayed for bail in a case registered
for the offence punishable under sections 399, 400, 401, 120(B)
of the Indian Penal Code.

As per allegation in the FIR, on getting secret
information that some miscreants have assembled for hatching a
conspiracy of robbery, police party proceeded there and
apprehended one accused namely, Raman Yadav who disclosed
the name of the petitioner as one of his associates.

It is submitted by learned counsel for the petitioner
that petitioner has been falsely implicated in this case. Except
confession of Raman Yadav, no other material has come during
investigation to implicate the petitioner in the present case.



Confessional statement made before the police has no evidentiary value in the eye of law. Co-accused Raman Yadav has already been enlarged on bail vide order dated 25.09.2019 passed in Cr. Misc. No. 47985 of 2019. Petitioner is languishing in judicial custody since 07.06.2022.

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 Additional District & Sessions Judge III, Jhanjharpur in connection with Ghoghardiha P.S. Case No. 12 of 2019.

(Sunil Kumar Panwar, J)

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