

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.75514 of 2023

Arising Out of PS. Case No.-33 Year-2023 Thana- BITHAN District- Samastipur

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RAJA KUMAR @ GOPAL KUMAR SON OF AVADHESH KUMAR
YADAV RESIDENT OF VILLAGE - KHAIRAKOT, P.S. - BITHAN,
DISTRICT - SAMASTIPUR

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Raja Ram Mishra
For the Opposite Party/s : Mr.Umesh Lal Verma

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CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

2 01-12-2023 Heard learned counsel for the petitioner and learned
counsel for the State.

Petitioner apprehends arrest in connection with
Bithan P.S. Case No. 33 of 2023 registered for the offence under
sections 356, 379 of the Indian Penal Code to which sections
411 and 34 of the Indian Penal Code was added later on.

Learned counsel for the petitioner submits that
petitioner has not committed any offence as alleged in the first
information report and he has been falsely implicated in this
case merely on basis of the confessional statement of the co-
accused. Except confession of the co-accused, there is no
material against this petitioner. Nothing has been recovered
from the conscious possession of this petitioner. Petitioner has



no criminal antecedent.

Considering the facts and circumstances of the case and the submissions advanced on behalf of the parties, the petitioner, above named, in the event of arrest or surrender within a period of four weeks from today, is directed to be released on bail on furnishing personal bond to the satisfaction of Judicial Magistrate, 1st Class, Rosra, Samastipur in connection with Bithan P.S. Case No. 33 of 2023 subject to the conditions as laid down under section 438(2) of the Code of Criminal Procedure.

(Arvind Srivastava, J)

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