

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.71758 of 2023

Arising Out of PS. Case No.-115 Year-2023 Thana- GHOSWARI District- Patna

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Gopi Kumar S/O Sadan Ram @ Anil Paswan R/O Village- Kali Basti
Godhara, P.S- Kenduadih, Distt.- Dhanbad(Jharkhand).

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Manoj Kumar Pandey

For the Opposite Party/s : Mr.Upendra Kumar

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 30-01-2024 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner has prayed for regular bail in a case
registered for the offence punishable under sections 392 of the
Indian Penal Code.

As per prosecution case, the allegation against three
unknown miscreants is that they boarded on a motorcycle
intercepted the bike of the informant and on the point of pistol
snatched the bike, mobile and other belongings from the informant
and thereafter they fled away.

Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence. He has
falsely been implicated in this case merely on the basis of self
confession before the police which has no evidentiary value in the



eye of law. Neither the petitioner is named in the FIR nor he has been put on TIP. It is further submitted that nothing looted article has been recovered from the possession or from the house of the petitioner. Save and except the confession of petitioner there is no consistent material has come to show his complicity in the alleged occurrence. The petitioner has got no criminal antecedent and languishing in judicial custody since 27.06.2023.

Learned APP appearing for the state has opposed the prayer of regular bail.

Having heard learned counsel for the parties and considering the facts and circumstances of the case as well as custody of the petitioner, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be released on bail in connection with Ghoswari P.S. Case No. 115 of 2023 on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned J.M. 1st Class, Barh, District-Patna.

(Sunil Kumar Panwar, J)

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