

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.5244 of 2024

Arising Out of PS. Case No.-75 Year-2023 Thana- RAHIKA District- Madhubani

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Dipak Paswan S/O- Ramdev Paswan Resident of Village- Jagatpur
Dakshinwari, P.S.- Rahika, District- Madhubani

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Prabhakar Thakur
For the Opposite Party/s : Mr.Binod Kumar

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 07-02-2024 Heard learned counsel for the petitioner and

learned APP for the State.

The petitioner is languishing in custody in a

case registered for the offences punishable under

Sections 395, 397 of the Indian Penal Code.

It is alleged that six unknown criminals

overtook the truck of the informant and robbed cash of

Rs. 10,000/- and mobile of the informant and Khalashi.

The accused persons also assaulted the informant and

Khalashi and also robbed 12-13 packets of wheat.



It is submitted by learned counsel for the petitioner that petitioner is innocent and he has falsely been implicated in this case. The petitioner is not named in the F.I.R nor he was apprehended from the spot. The name of the petitioner sprang up on the confessional statement of co-accused Rahul Kumar which has no evidentiary value in the eye of law. Nothing has been recovered from the conscious possession of the petitioner. The petitioner is languishing in custody since 27.06.2023. A statement has been made in para 3 of the petition that petitioner is accused in one other case apart from the present one.

In contra, learned A.P.P appearing on behalf of the State has vehemently opposed the prayer for bail of the petitioner.

Considering the facts aforesaid and the period under custody, let the petitioner, above named, be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten Thousands) with two sureties of the like amount



each to the satisfaction of learned Chief Judicial
Magistrate, Madhubani in connection with Rahika P.S.
Case No. 75 of 2023.

(Sunil Kumar Panwar, J)

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