

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.24433 of 2020

Arising Out of PS. Case No.-28 Year-2019 Thana- SHANKARPUR District- Madhepura

RAHUL KUMAR S/o- Hareram Yadav Resident of Village- Shankarpur,
Navtola Ward No.14, P.S.- Shankarpur, District- Madhepura.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Pawan Kumar, Adv.

For the Opposite Party/s : Mr. Parmeshwar Mehta, APP

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

2 22-09-2020 Heard Mr. Pawan Kumar, learned counsel for the
petitioner and Mr. Parmeshwar Mehta, Additional Public
Prosecutor for the state through video conferencing.

2. Petitioner seeks regular bail in connection with
Shankarpur PS Case No. 28/2019 registered for the offence
punishable under Section 394 of the IPC.

3. The allegation against the petitioner as per First
Information Report is that the informant was intercepted by
three persons riding on the motorcycle and they snatched mobile
from the informant's pocket and looted cash of Rs. 9650/-. It has
further been alleged that upon protest the accused persons
assaulted the informant by rod and also threatened him to shoot.

4. Learned counsel for the petitioner submits that the
petitioner has got no criminal antecedents and he has falsely
been implicated in this case on the statement made by co-



accused, Sachin Kumar from whose possession the looted mobile was recovered. Learned counsel further submits that the co-accused, Sachin Kumar has been granted bail by this Court in Cr. Misc. No. 68709/2019. Learned counsel further submits that one another co-accused, namely, Jiwachh Kumar @ Gudar Mahto has also been granted bail by this Court in Cr. Misc. No. 72856/2019. Learned counsel also submits that no recovery has been made from the possession of the petitioner and he is in custody since 18.07.2019.

5. Having regard to the submissions made by the parties and taking into consideration the material on record and the fact that no recovery has been made from the possession of the petitioner and he is in custody since 18.07.2019 and the fact that co-accused persons have been granted bail by this Court, I am inclined to grant regular bail to the petitioner subject to the conditions that petitioner will be well represented on each and every date in the trial and if he fails to do so on two consecutive dates, his bail bonds will be liable to be cancelled.

6. Accordingly, let the petitioner, RAHUL KUMAR be released on bail, if he is not required in any other case, on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned



Additional Chief Judicial Magistrate-1, Madhepura in
connection with Shankarpur PS Case No. 28/2019.

7. It is made clear that at the time of furnishing bail
bonds all the parties shall follow the guidelines regarding
lockdown and social distancing.

(Anil Kumar Sinha, J)

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