

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.28573 of 2020

Arising Out of PS. Case No.-16 Year-2020 Thana- VAISHALI District- Vaishali

RAJU RAI Son of Vindeshwar Ray Resident of Village- Diwan Tok, Terahsia,
P.S.- Ganga Bridge, District- Vaishali at Hajipur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Anish Chandra

For the Opposite Party/s : Mr. Panchanand Pandit

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

2 23-11-2020 Heard learned Counsel for the petitioner and learned
Additional Public Prosecutor representing the State, through
Video Conferencing.

The petitioner seeks regular bail in connection with
Vaishali Police Station Case No. 16 of 2020, registered for the
offence punishable under Section 392 of the Indian Penal Code.

The prosecution story, as per the First Information
Report, is that while the informant was returning to his home on
his motorcycle, four miscreants riding on two motorcycles
accosted him and took away his motorcycle, mobile phone and
cash.

Learned Counsel for the petitioner submits that the
petitioner is not named in the First Information Report and in
course of investigation, one Pintu Kumar was arrested and on



the basis of the confessional statement of co-accused Pintu Kumar, the petitioner has been made accused in the present case. He further submits that no stolen property has been recovered from the possession of the petitioner; rather the same has been recovered from the possession of co-accused Manish Kumar. He further submits that the petitioner is in custody since 27.01.2020, having no criminal antecedent. He next submits that similarly situated co-accused persons, namely Pintu Kumar, has been granted bail by this Court vide order passed in Criminal Misc. No. 18925 of 2020.

After having heard learned Counsel for the parties and taking into consideration the materials on record and the fact that the petitioner is in custody since 27.01.2020, having no criminal antecedent and similarly situated co-accused person has been granted bail by this Court, I am inclined to grant bail to the petitioner.

This application is, accordingly, allowed.

Let the petitioner, above named, be released on bail, upon furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Vaishali, at Hajipur, in connection with Vaishali Police Station Case No. 16 of 2020.



This is subject to the condition that the petitioner shall present himself before the Court, as and when required and in the event of failure on his part to appear before the Court on two consecutive occasions, his bail bond shall be liable to be cancelled.

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

(Anil Kumar Sinha, J.)

Prabhakar Anand/-

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