

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.11795 of 2021

Arising Out of PS. Case No.-170 Year-2020 Thana- BUXAR District- Buxar

VIKASH KUMAR @ VIKAS KUMAR @ VIKASH KUMAR RAM, SON
OF SHIV PRAKASH RAM, Resident of Village - Khalasi Muhalla, Buxar,
P.S.- Buxar (T), Distt.- Buxar. Petitioner/s

Versus

THE STATE OF BIHAR Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Dr. Kamal Deo Sharma, Adv.

For the Opposite Party/s : Mr.Abhay Kr. Roy, APP

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 29-07-2021 Heard learned counsel for the petitioner and learned
APP for the State through virtual Court proceedings.

Learned counsel for the petitioner undertakes to
remove the defects as pointed out by the office within four
weeks of normal functioning of the court, failing which the
office is directed to place the matter before the Bench.

The petitioner seeks bail in a case registered for the
offence punishable under Sections 457, 380, 411/34 of the
Indian Penal Code.

Prosecution case, in brief, is that on 24.04.2020 at
3.00 am one thief entered in the house of the informant and he
tried to informant's mother ear ring open in her ear. In the
meantime, his mother cried then informant and his family
members caught the said thief. The petitioner said that
alongwith other co-accused persons looted some other places
and recovered some articles from the possession of the



petitioner.

Learned counsel for the petitioner submits that the petitioner is innocent and has falsely been implicated in this case. He further submits that on the confessional statement of co-accused, the petitioner was made accused in the present case. There is no incriminating articles has been recovered from the conscious possession of the petitioner and there is no T.I. Parade till date. The petitioner is languishing in judicial custody since 26.04.2020. The petitioner has got one criminal antecedent which is mentioned in para 3 of the bail petition. Charge sheet has been submitted in this case.

Learned APP for the State vehemently opposed the prayer for bail of the petitioner.

Considering the custody of the petitioner, let the petitioner, above named, be released on bail on furnishing bail bond of Rs. 25,000/- (Rupees twenty five thousand) with two sureties of the like amount each in connection with Buxar (Town) P.S. Case No. 170/2020 to the satisfaction of learned Court below where the case is pending/ successor Court.

(Anjani Kumar Sharan, J)

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