

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.19697 of 2021

Arising Out of PS. Case No.-264 Year-2020 Thana- HAJIPUR SADAR District- Vaishali

BADAL RAI @ BADAL KUMAR SON OF MITHILESH KUMAR YADAV
@ MITILESH KUMAR RAI R/O VILLAGE- AKILABAD, P.S.- HAJIPUR
SADAR, DISTRICT- VAISHALI

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Amit Kumar Rakesh

For the Opposite Party/s : Mr.Pranav Kumar

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 15-11-2021 Heard learned counsel for the petitioner and learned
counsel for the State.

Petitioner seeks regular bail in connection Hajipur
Sadar P.S. Case no. 264 of 2020 registered for the offence
punishable under section 394 of the Indian Penal Code.

Learned counsel for the petitioner submits that from
bare perusal of the allegation as alleged in the FIR, it would
manifest that the informant has alleged that he had gone to bank
for taking money and withdrew Rs 1,21,000/- and when he was
coming from bank and reached near over bridge, informant was
intercepted by four accused person on two motorcycles and
demanded the bag of money on the point of pistol. One of the
accused made a firing over the informant but he narrowly



escaped but other persons snatched the said money bag with mobile, two sim cards, Adhar card, PAN card etc. and thereafter miscreants fled away.

Learned counsel for the petitioner submits that name of the petitioner transpired in the confessional statement of co-accused Siku Kumar, FIR was against unknown and the petitioner was apprehended on 08.12.2020 from his house but till date he has not been put on TI parade.

Learned APP submits that petitioner has criminal antecedent as stated in para 3 of the petition on which learned counsel for the petitioner submits that in all those cases, petitioner is not named in the aforesaid cases and has been falsely implicated by the police during the course of investigation. Learned counsel for the petitioner further submits that co-accused Siku Kumar has been granted bail vide order dated 02.03.2021 in Cr. Misc. no. 37372/2020.

Considering the facts that the person who disclosed the name of the petitioner has been granted regular bail as such petitioner deserves to be released on the ground of parity, learned APP submits that Siku Kumar has been granted regular bail on condition that he will be released on bail after framing of charge to which learned counsel for the petitioner submits that



period of custody of the petitioner in comparison with Siku Kumar is much more and said Siku Kumar has already been released on bail, petitioner is directed to be released on bail on furnishing bail bonds of Rs 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Vaishali at Hajipur in Hajipur Sadar P.S. Case no. 264 of 2020.

(Satyavrat Verma, J)

s.hassan/-

U		T	
---	--	---	--

