

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.6867 of 2022

Arising Out of PS. Case No.-778 Year-2020 Thana- SONEPUR District- Saran

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Dashrath Kumar @ Dashrath Kumar Rai @ Akash Kumar S/o- Dwarika Ray
Resident of Village - Pravezabad, P.S. - Sonpur, District - Saran at Chapra.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Rakesh Mohan Singh, Advocate
For the Opposite Party/s : Mr. Rajesh Kumar, App

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CORAM: HONOURABLE MR. JUSTICE KHATIM REZA
ORAL ORDER

2 14-06-2022 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

Let the defect(s), if any, be removed within four
weeks from today.

The petitioner seeks regular bail in connection with
Sonepur P.S. Case No. 778 of 2020 instituted for the offences
punishable under Section 392 of the Indian Penal Code.

Learned counsel for the petitioner submits that the
petitioner is in custody since 28.10.2021, charge-sheet has been
submitted in the case and has antecedent of four cases.

The prosecution case in short is that, on 27.10.2020 at
about 9.40 pm, while going to Patna from Sonepur, informant
was intercepted by four unknown miscreants and snatched his
mobile, Rs. 10,000/- cash as well as golden chain and also



threatened to kill him (informant).

Learned counsel for the petitioner further submits that the petitioner is not named in the F.I.R. During the course of investigation petitioner's name disclosed after the confessional statement of another co-accused namely, Rahul Kumar. It is further submitted that till date, no Test Identification Parade (T.I.P.) has been held in this case. Further, it is submitted by learned counsel for the petitioner that petitioner was named accused in Sonapur P.S. Case No. 824 of 2020 and he was in custody thereafter police officials have got remanded in the present case.

Learned A.P.P. for the State vehemently opposes the prayer for regular bail of the petitioner.

Considering the fact that the petitioner is in custody since 28.10.2021, charge-sheet has been submitted in the case, let the petitioner above named be released on bail on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand only) with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate-Ist class, Saran at Chapra in connection with Sonapur P.S. Case No. 778 of 2020 subject to the following conditions:-

(1) Petitioner shall co-operate in the trial and shall be



properly represented on each and every date fixed by the Court and shall remain physically present as directed by the Court and on his/her absence on two consecutive dates without sufficient reason, his/her bail bond shall be cancelled by the Court below.

(2) If the petitioner tampers with the evidence or the witnesses, in that case, the prosecution will be at liberty to move for cancellation of bail.

(Khatim Reza, J)

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