

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.8288 of 2022**

Arising Out of PS. Case No.-303 Year-2021 Thana- MOTIPUR District- Muzaffarpur

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ROHIT KUMAR SON OF SRI BALENDRA KUNWAR RESIDENT OF
VILLAGE- KODARKATTA P.S. MOTIPUR DIST. MUZAFFARPUR

... .. Petitioner/s

Versus

The State of Bihar BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Upendra Kumar Chaubey

For the Opposite Party/s : Mr.Rina Sinha

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**CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH
SINGH**

ORAL ORDER

2 29-06-2022 Learned counsel for the petitioner is permitted to

remove defect (s), as pointed out by the office, if any, within a

period of four weeks on resumption of physical mode.

Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner has preferred this application for grant
of regular bail in a case registered under sections 397, 398, 400,
353, 307, 120(B) of the Indian Penal Code

Allegation against the petitioner and other miscreants
is to commit robbery in the Bank of Baroda and during that
course, there was exchange of firing between the police and
miscreants and due to this the petitioner got injured and one
accused, Prince Kumar, died during the course of treatment.



Learned counsel for the petitioner has submitted that the petitioner has falsely been implicated in this case. Nothing has been recovered from the conscious possession of the petitioner. The petitioner has clean antecedent as stated in para 3 of the bail petition. The petitioner is in custody since 22.09.2022. The other accused person has already been granted bail by this Court vide order dated 22.06.2022 passed in Cr. Misc. No. 8278 of 2022.

Learned A.P.P. for the State has opposed the bail petition of the petitioner.

Considering the aforesaid facts and circumstances, the petitioner above-named, is directed to be enlarged on bail on his furnishing bail-bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate 2nd West, Muzaffarpur, in connection with Motipur P.S. Case No. 303/2021, with following conditions:-

(1) One of the bailors must be close relative of the petitioner.

(2) The petitioner is directed to remain physically present before the learned Court below on each and every date, failing which on two consecutive dates without reasonable



cause, the bail bond of the petitioner will liable to be cancelled.

(3) If the petitioner is found involved in similar nature
of offence in future, his bail bond is liable to be cancelled

The application stands allowed.

(Chandra Prakash Singh, J)

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