

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.10444 of 2022**

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

PRASHANT KUMAR Son of Anil Kumar Singh Resident of Village - Sain  
Brijlal, P.S. - Kanti, District - Muzaffarpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Manoj Kumar

For the Opposite Party/s: Mr.Chandra Sen Prasad Singh

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

ORAL ORDER

2      29-06-2022                      Learned counsel for the petitioner is permitted to re-  
move defect (s), as pointed out by the office, if any, within a pe-  
riod 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)/34 of the Indian Penal Code and 25(1-b)a, 26,  
27, 35 Arms Act.

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 ac-



cused, 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. The petitioner is also accused in one more criminal cases which is related to SC/ST Act. As per seizure list, one country made pistol loaded with one live cartridge along with magazine that contained five live cartridge have been recovered from the possession of the petitioner. The petitioner is in custody since 16.09.2021. 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, Bihar, 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)**

sanjeev/-

|   |  |   |  |
|---|--|---|--|
| U |  | T |  |
|---|--|---|--|

