

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.22339 of 2022

Arising Out of PS. Case No.-165 Year-2021 Thana- TILAUTHU District- Rohtas

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Ravi Shanker @ Ravi Kumar Son Of Raju Sah @ Raju Prasad Resident Of
Village And P.O- Amiyawar , P.S- Nasariganj, Dist- Rohtas

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Rupa Kumari

For the Opposite Party/s : Mr. Jharkhandi Upadhyay

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CORAM: HONOURABLE MR. JUSTICE JITENDRA KUMAR
ORAL ORDER

2 14-09-2022 Heard learned counsel for the petitioner and

learned APP for the State.

The petitioner seeks bail in connection with

Tilouthu P.S. Case No. 165 of 2021, registered for the

offences punishable under Section 392 of the Indian Penal

Code.

As per prosecution case, emerging from the FIR, a

case has been lodged against unknown persons under

Section 392 of the Indian Penal Code for alleged robbery.

The learned counsel for the petitioner submits that

the petitioner is innocent and has falsely been implicated in

this case only on the basis of suspicion. He further submits



that he was neither named in the FIR nor was arrested on the spot. He further submits that nothing has been recovered from the conscious possession of the petitioner. He also submits that no T.I.P has yet been conducted in this case till date.

The petitioner has been languishing in jail since 30.11.2021.

It is also stated in paragraph no. 2 of the petition that the petitioner has never moved before this Court for grant of anticipatory bail or regular bail.

It has further been stated in paragraph no. 3 of the petition that the petitioner has earlier been made accused in one more case, namely, Nasriganj P.S. Case no. 155 of 2021.

However, the learned APP for the State opposes the prayer for bail vehemently opposes the prayer for bail saying that the petitioner has confessed his guilt before the Police and he has criminal antecedent of such similar nature.

Considering the aforesaid facts and circumstances, the petitioner, above-named, is directed to be released on



bail on his furnishing bail bonds in the sum of Rs. 10,000 /- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the Ld. C.K. Verma, Rohtas at Dehri on - Sone in connection with Tilouthu P.S. Case No. 165 of 2021 on the following conditions:

(i) The petitioner will make himself available for interrogation by a police officer/court as and when required.

(ii) The petitioner will undertake that investigation/trial will not hamper on account of his absence or non-cooperation. He must be available to the police or the court whenever his presence is required.

(iii) The petitioner shall not, directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the court or to any police officer.

(iv) In case, it is brought to the notice of the court below that the petitioner has criminal antecedent other than the disclosed one, the learned court below shall cancel the bail bond of the petitioner after hearing him and getting



satisfied that the petitioner has concealed his criminal antecedent despite his knowledge of the same.

(v) In case, it is brought to the notice of the court below that statement regarding previous bail petition is wrong, the learned court below shall cancel the bail bond of the petitioner.

The application stands allowed accordingly.

The learned counsel for the petitioner is directed to remove all the defects, if any, pointed out by the office within a period of one month and the Registry is directed to issue the certified copy of this order only after removal of office objections.

(Jitendra Kumar, J)

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