

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.31865 of 2021

Arising Out of PS. Case No.-90 Year-2019 Thana- BARURAJ District- Muzaffarpur

VIPIN KUMAR Son of Ramdayal Mahto Resident of Village - Jahura, P.S.-
Sahebganj, District - Muzaffarpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

with

CRIMINAL MISCELLANEOUS No. 51322 of 2021

Arising Out of PS. Case No.-90 Year-2019 Thana- BARURAJ District- Muzaffarpur

VICKEY SINGH S/o- Kishori Singh @ Kishori Kunwar Resident of Village-
Lakhan Sen, P.S.- Baruraj, District- Muzaffarpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

(In CRIMINAL MISCELLANEOUS No. 31865 of 2021)

For the Petitioner/s : Mr.Manoj Kumar

For the Opposite Party/s : Mr.Anil Prasad Singh

(In CRIMINAL MISCELLANEOUS No. 51322 of 2021)

For the Petitioner/s : Mr.Sunil Kumar Pandey

For the Opposite Party/s : Mr.Rana Randhir Singh

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

4 08-03-2022 Heard learned Counsel for the petitioners and learned
Additional Public Prosecutor for the State, in both the cases.

The petitioners seek regular bail in connection with
Baruraj Police Station Case No. 90 of 2019, registered for the
offences punishable under Section 392 of the Indian Penal
Code.



The prosecution case, as per the First Information Report, is that the informant was intercepted by four miscreants, who looted away the motorcycle of the informant.

Learned Counsel for the petitioners submit that the petitioners have falsely been implicated in this case on the basis of confessional statement of co-accused Nitin Kumar. They further submit that no incriminating material and/or looted motorcycle has been recovered from the possession of the petitioners. They further submit that co-accused Nitin Kumar, on the basis of whose confessional statement, the petitioners have been implicated in this case, has been granted bail by co-ordinate Bench of this Court, vide order, dated 18.03.2020, passed in Criminal Misc. No. 84545 of 2019. They further submit that the petitioners are in custody since 04.09.2020 and 06.03.2021 respectively and charge sheet has been submitted against them and as such, there is no likelihood of the petitioners being abscond or tamper with the evidence.

Regards being had to the submissions advanced on behalf of the parties concerned and taking into consideration the materials available on record and the fact that co-accused Nitin Kumar has been granted bail by this Court, the petitioners are in custody since 04.09.2020 and 06.03.2021 respectively and



charge sheet has already been submitted, I am inclined to grant regular bail to the petitioners.

This application is, accordingly, allowed.

Let the petitioners, above named, be released on bail on furnishing bail bond of Rs. 20,000/- (twenty thousand) each with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate, 1st Class, Muzaffarpur, in connection with Baruraj Police Station Case No. 90 of 2019.

(Anil Kumar Sinha, J.)

Prabhakar Anand/-

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