

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.25125 of 2022**

Arising Out of PS. Case No.-37 Year-2022 Thana- BARH District- Patna

=====

Sujit Kumar Son of Abhay Kumar Resident of Village - Laheriya Pokhar,  
P.S.- Barh, District - Patna.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

=====

**Appearance :**

For the Petitioner/s : Mr.Ashok Kumar Kashyap, Advocate

For the Opposite Party/s : Mr.Ram Sevak Choudhary, APP

=====

**CORAM: HONOURABLE MR. JUSTICE RAJIV ROY**

ORAL ORDER

2      08-08-2022                      Heard learned counsel for the petitioner and  
  
learned APP for the State.

Let the defect(s), if any, as pointed out by the  
office, be removed within four weeks.

The petitioner is in custody in connection with  
Barh P.S. Case No. 37 of 2022 under sections 384, 385 of the  
Indian Penal Code.

As per the allegation in the FIR, the informant has  
alleged that he and his son were called upon by the caller and  
demanded Rs. 5 lakh with threat that in absence of the demand  
he will face dire consequences.

Learned counsel for the petitioner submits that the  
alleged mobile number does not belong to the petitioner and his  
name has cropped up on the confessional statement of Abhisekh



Kumar, had nothing to do with this case and has been falsely dragged for which he is in custody since 20.1.2022.

Taking into account the aforesaid facts that the alleged mobile number from which the call was made does not belong to the petitioner as also he is in custody since 20.1.2022 (as stated in para-14 of the bail application) and charge-sheet stands submitted coupled with the fact that he has no criminal antecedent, the Court is inclined to grant him the privilege of bail.

Let the petitioner be released on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of like amount each to the satisfaction of learned A.C.J.M.-1st, Barh, Patna, in connection with Barh P.S. Case No. 37 of 2022 subject to the following conditions:

(i) one of the bailors should be the family members of the petitioner, who shall provide official document to show his/her bona fide;

(ii) the petitioner shall appear on each and every date before the Trial Court and failure to do so for two consecutive dates without plausible reasons will entail his cancellation of bail by the Trial Court itself;

(iii) he shall appear before the concerned police



station every fortnight for next six months to mark his presence;

(iv) the petitioner shall desist from committing any criminal offence again, failing which the State shall be at liberty to take steps for cancellation of his bail bonds.

With the aforesaid observations, the bail application is allowed.

**(Rajiv Roy, J)**

Ravi/-

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

