

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.33537 of 2021

Arising Out of PS. Case No.-1148 Year-2019 Thana- KANKARBAG District- Patna

RAJ @ RAJ KUMAR Son of Sikandar Ram Resident of Mohalla - Ambedkar
Colony, Police Station - Sultanganj, District - Patna.

... .. Petitioner/s

Versus

THE STATE OF BIHAR Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Raj Krishan Jha Mr. Harish Kumar Mr. Arvind Kumar Mouar
For the Opposite Party/s :		APP

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

3 22-02-2022 Heard Arvind Kumar Mouar, learned counsel for the
petitioner and learned A.P.P. for the State.

Petitioner seeks regular bail in connection with
Kankarbagh PS Case No. 1148 of 2019 registered for the
offence under Section 392 of the IPC.

This is another case of chain snatching by unknown
persons.

Learned counsel for the petitioner submits that
petitioner is not named in the FIR and FIR has been lodged
against unknown. He further submits that petitioner's name has
transpired on the basis of the confessional statement made by
accused - Bhkalua, who has been declared juvenile. He further
submits that no looted article has been recovered from the



possession of the petitioner and he has not been put on TIP. Petitioner is in custody for more than 02 years i.e. since 14 – 02 – 2020 and the case is triable by Magistrate.

This court by its order dated 20 / 12 / 2021 has called for a report regarding the present stage of the trial and in pursuance thereof learned Additional Chief Judicial Magistrate – IX, Patna (In-charge Judicial Magistrate 1st Class Court No. 13, Patna) has send its report vide letter no. 03 dated 21 / 01 / 2022 and from perusal of the report it appears that cognizance was taken of the offences on 17 / 04 / 2020, charges were framed against the petitioner and others on 14 / 10 / 2020, out of five charge sheet witnesses none of them has been examined and the concerned court is vacant since 19 – 09 – 2021.

Regard being had to the submissions made by the parties, taking into consideration the fact that petitioner is in custody for more than 02 years since 14 / 02 / 2020 , offences alleged against the petitioner are triable by Magistrate , as such, I am inclined to grant regular bail to the petitioner.

Let the petitioner, above named, be released on regular bail on furnishing bail bond of Rs. 25000/- (twenty five thousand) with two sureties of the like amount each to the satisfaction of Sri Arvind Kumar Singh, J.M. 1st Class, Patna in



connection with Kankarbagh PS Case No. 1148 of 2019 on the
following condition:-

(a) that the petitioner shall remain present on
each and every date during the trial and in case of
his absence on two consecutive dates, his bail bond
shall liable to be cancelled.

(Anil Kumar Sinha, J)

praful/-

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