

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.36977 of 2021**

Arising Out of PS. Case No.-93 Year-2018 Thana- KHIRI MORE District- Patna

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Rahul Kumar Son of Sri Narayan Singh Resident of Village - Balipankar,  
P.S.- Paliganj, Dist.- Patna.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Bindeshwar Kumar

For the Opposite Party/s : Mr. Nand Kumar

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**CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN**  
**ORAL ORDER**

3      20-06-2022                      Heard learned counsel for the petitioner and learned  
APP for the State.

The petitioner apprehends his arrest in a case registered  
for the offences punishable under Sections 457 and 380 of the  
Indian Penal Code.

The petitioner and other co-accused persons are said to  
have entered into the shop of the informant and committed theft.

Learned counsel for the petitioner submits that the  
petitioner is innocent and has falsely been implicated in the  
present case. It is submitted that the petitioner is maternal  
grandson of the uncle of the informant and the informant dislikes  
him and he always abused and assaulted the petitioner. It is further  
submitted that prior to the alleged occurrence on 18.10.2018, the  
informant, his wife, his mother and one Karu Sao abused and  
assaulted the petitioner and his mother and they forcibly taken  
away the bag containing ornaments worth Rs.1,50,000/- and



Rs.5000/- cash of the mother of the petitioner for which the mother of the petitioner filed Complaint Case No.1587(C) of 2018 before the learned A.C.J.M., Danapur. It is submitted that no incriminating article has been recovered from the conscious possession of the petitioner. It is lastly submitted that the petitioner has got no criminal antecedent as stated in paragraph-3 of the bail application.

Learned APP for the State opposes the prayer for anticipatory bail of the petitioner.

Taking into consideration the fact that no incriminating article has been recovered from the conscious possession of the petitioner, let petitioner, above named, in the event of his arrest or surrender before the learned court below within a period of six weeks from today, be enlarged on bail on furnishing bail bond of Rs.25,000/- (rupees twenty five thousand) with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate, 1<sup>st</sup> Class, Danapur in connection with Khirimore P.S. Case No.93 of 2018, subject to the conditions laid down under Section 438(2) of the Code of Criminal Procedure.

**(Anjani Kumar Sharan, J.)**

Sanjay/-

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