

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.43008 of 2021

Arising Out of PS. Case No.-332 Year-2020 Thana- BABUBARHI District- Madhubani

RAJA KUMAR SINGH@ RAJA Son of Devan Prasad Singh Resident of
Village - Khutauna (Sankar Chowk), P.S.- Khutauna, Distt.- Madhubani.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Subhash Kumar Jha, Advocate

For the Opposite Party/s : Mr.A.G.

CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 07-01-2022 Heard the learned counsel appearing for the petitioner and
learned A.P.P. for the State.

The petitioner seeks regular bail in connection with
Babubarhi P.S. Case No. 332 of 2020 for the offence punishable
under Section 392 of the Indian Penal Code.

The allegation is regarding unknown miscreants having
given a blow on the person of the informant by a piece of
bamboo while he was returning home from his shop on his
motorcycle, carrying a sum of Rs. 1,80,000/- and then the said
miscreants are stated to have taken away the money bag of the
informant and had fled away.

The learned counsel for the petitioner has submitted that
the petitioner is innocent, has been falsely implicated in the
present case, is having a clean antecedent and he is languishing
in custody since 23.11.2020. The learned counsel for the



petitioner has further submitted that neither any Test Identification Parade has been held till date so as to connect the petitioner with the alleged crime nor the looted cash amount has been recovered from his conscious possession. It is lastly submitted that similarly situated co-accused person has already been granted bail by a coordinate Bench of this Court vide order dated 02.07.2021 passed in Criminal Misc. No. 17925 of 2021.

Per contra, the learned A.P.P. for the State has vehemently opposed the prayer for bail.

Having regard to the facts and circumstances of the case, considering the submissions made by the learned counsel for the petitioner and taking into account the materials available on record as also considering the fact that no Test Identification Parade has been held till date so as to connect the petitioner with the alleged occurrence and moreover the looted cash amount has not been recovered from the conscious possession of the petitioner or from his house, I deem it fit and proper to direct for release of the petitioner on regular bail.

Accordingly, the petitioner, above named, is directed to be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the



satisfaction of learned A.C.J.M.-3rd, Madhubani in connection
with Babubarhi P.S. Case No. 332 of 2020.

(Mohit Kumar Shah, J)

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