

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.60554 of 2021**

Arising Out of PS. Case No.-138 Year-2018 Thana- MAHUA District- Vaishali

SANTOSH KUMAR Son of Rampukar Singh Resident of Village - Rasulpur
Osti (Hasanpur, Austi), P.S.- Mahuwa, Distt.- Vaishali.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ashutosh Kumar

For the Opposite Party/s : Mr.Ram Anurag Singh

**CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER**

3 11-07-2022 Heard learned counsel for the petitioner and learned
APP for the State.

The instant application for anticipatory bail has been
filed by the petitioner apprehending his arrest in connection
with Mahua P.S. Case no. 138 of 2018 instituted for the offence
under Sections 399,402 , 414, 34 of the Indian Penal Code. And
25 (1-B)A, 26, 35 Of The Arms Act

As per allegation in the FIR, some antisocial elements
were gathered to hatch a conspiracy for committing dacoity.

Learned counsel appearing on behalf of the petitioner
has submitted that petitioner is innocent and has committed no
offence. Nothing has been recovered from possession of the
petitioner. Arms and looted motorcycle were recovered from co-
accused Ankit Kumar, who has disclosed the name of the



present petitioner as his associates, which has got no evidentiary value in the eye of law.

Learned APP appearing for the State has opposed the prayer of Bail.

Having heard learned counsel for the parties and in the facts and circumstances of the case as stated above, this Court is inclined to enlarge the petitioner on bail. The petitioner is directed to surrender in the Court below within a period of four weeks from today and in the event of his arrest or surrender in connection with Mahua P.S. Case no. 138 of 2018 he will be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Vaishali subject to the conditions as laid down under section 438(2) of the Cr.P.C.

(Sunil Kumar Panwar, J)

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