

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.72602 of 2021

Arising Out of PS. Case No.-127 Year-2021 Thana- LALGANJ District- Vaishali

Rajlal Kumar S/o Ram Prasidh Sahni Resident of Village- Basanta Jahanabad,
P.S.- Lalganj, District- Vaishali.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Kamlesh Kumar Pathak, Advocate

For the Opposite Party/s : Mr. Anuj Kumar Shrivastava, A.P.P.

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 16-05-2022 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner seeks bail in connection with Lalganj P.S.
Case No. 127 of 2021 registered under Section 394 of the Indian
Penal Code read with Section 27 of the Arms Act.

Learned counsel for the petitioner submits that the
petitioner is in custody since 16.08.2020, charge-sheet has been
submitted in the case, has antecedent of two cases and the
informant alleges that he along with his son was intercepted by
three unknown criminals who looted Gold, Silver, Mobile, Rs.
40,000/-, ATM, Pan Card, Aadhar Card etc. from them and on
protest fired causing injury on thigh. Learned counsel submits that
fire was against unknown, the petitioner was arrested in Lalganj
P.S. Case No. 145 of 2021 in which he was made to confess his
participation in the present occurrence, in custody, it is, thus,
submitted that confession made before police in custody is not



admissible in evidence. It is further submitted that petitioner despite being in custody was never put on TIP nor any incriminating article was recovered from his possession, only based on his antecedent he came to be implicated in the present

The learned A.P.P. for the State opposes the prayer for bail of the petitioner.

Considering the fact that the petitioner is in custody since 16.08.2020, charge-sheet has been submitted in the case and taking into consideration the submissions made by learned counsel for the petitioner, let the petitioner above named is directed to be released on bail on furnishing bail bond of Rs. 20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of the learned court below where the case is pending/successor court in connection with Lalganj P.S. Case No. 127 of 2021 with a condition that one of the bailors shall be the mother of the petitioner namely Sheela Devi.

Further, if the learned court below comes to a conclusion that the petitioner after his release is trying to delay the trial in any manner, the learned court below shall, forthwith, cancel his bail bond after recording reason.

(Satyavrat Verma, J)

ved/-

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