

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.8175 of 2023**

Arising Out of PS. Case No.-345 Year-2021 Thana- RAJIVNAGAR District- Patna

Suraj Kumar S/O Jago Sahni, R/v- Karra, P.S.- Ghoswari, District- Patna At  
present Road No. 13, Sarangpur, P.S.- Ram Krishna Nagar, District- Patna and  
Resident of road no.- 8/B, Ashok Nagar, P.S.- Kankarbag, District- Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Dr. Manoj Kumar

For the Opposite Party/s : Mr. Nirmala Kumari

**CORAM: HONOURABLE MR. JUSTICE JITENDRA KUMAR**  
**ORAL ORDER**

2      29-04-2023                      Heard Ld. counsel for the petitioner and Ld. APP  
  
for the State.

The petitioner seeks bail in connection with Rajiv  
Nagar P. S. Case No. 345 of 2021, registered for the  
offences punishable under Section 392 of the Indian Penal  
Code.

The prosecution case as emerges from the FIR is  
that when the informant was returning from a temple with  
her Gotani, the petitioner snatched away her Mangal Sutra  
on the point of pistol.

Ld. counsel for the petitioner submits that the  
petitioner is innocent and has falsely been implicated in this



case. He further submits that the petitioner is not named in the F.I.R. and nothing has been recovered from his conscious possession. He also submits that no Test Identification Parade has yet been conducted. He further submits that investigation in this case is complete and charge-sheet has already been submitted.

He further submits that the petitioner has been languishing in jail since 15.11.2021.

It has also been stated in paragraph no. 3 of the bail petition that the petitioner has earlier been made accused in ten other cases.

It is also stated in paragraph no. 2 of the bail petition that the petitioner has not moved this Court earlier either for anticipatory bail or regular one.

However, Ld. APP for the State vehemently opposes the prayer of the petitioner for bail.

Considering the aforesaid facts and circumstances, **this application is allowed**, directing the petitioner, above-named, to be enlarged on bail on his furnishing bail bonds in the sum of Rs. 10,000 /- (Ten Thousand) with two sureties



of the like amount each to the satisfaction of Ld. Additional Chief Judicial Magistrate-III, Patna in connection with Rajiv Nagar P. S. Case No. 345 of 2021 on the following conditions:

(i) The petitioner will make himself available for interrogation by a police officer/court as and when required.

(ii) The petitioner will undertake that investigation/trial will not get hamper on account of his absence or non-cooperation. He must be available to the police or the court whenever his presence is required.

(iii) The petitioner shall not, directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the court or to any police officer.

(iv) In case, it is brought to the notice of the court below that the petitioner has criminal antecedents other than the disclosed one, Ld. court below shall cancel the bail bonds of the petitioner after hearing him and getting satisfied that the petitioner has concealed his criminal antecedents despite



his knowledge of the same.

(v) In case, it is brought to the notice of the court below that statement regarding previous bail petition is wrong, Ld. court below shall cancel the bail bonds of the petitioner.

Ld. counsel for the petitioner is directed to remove all the defects, if any, pointed out by the office within a period of one month and the Registry is directed to issue the certified copy of this order only after removal of office objections.

**(Jitendra Kumar, J)**

skm/-

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