

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.8123 of 2023**

Arising Out of PS. Case No.-568 Year-2021 Thana- BHAGALPUR KOTWALI District-  
Bhagalpur

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Sanoj Yadav S/O Dando Yadav, Resident of village- Karaila P.S.-  
Madhusudanpur (Nathnagar), District- Bhagalpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Swapnil Kumar Singh  
For the Opposite Party/s : Mr. Yogendra Kumar

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**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 S. T.  
No. 604 of 2022 (arising out of Kotwali (Tilkamanjhi) P. S.  
Case No. 568 of 2022), registered for the offences  
punishable under Sections 395, 412, 414 and 120B of the  
Indian Penal Code.

The prosecution case as emerges from the FIR is  
that on 24.08.2021 at about 06.30 P.M., the petitioner  
along with his associates looted valuable articles and a cash  
of Rs. 1.5 lakh from the house of the informant, when she  
was ready to go to the market with her maid. It is also



alleged that the accused persons were armed with deadly weapons.

Ld. counsel for the petitioner submits that the petitioner is innocent and has falsely been implicated in this case. He further submits that the F.I.R. has been lodged against unknown. Nothing has been recovered from the conscious possession of the petitioner. He further submits that the name of the petitioner transpires from the confessional statement of one of the co-accused. He also submits that no Test Identification Parade has yet been conducted.

He further submits that the petitioner has been languishing in jail since 06.10.2021.

It has also been stated in paragraph no. 3 of the bail petition that the petitioner has earlier been made accused in six 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. A.D.J.-XIII, Bhagalpur, in connection with S. T. No. 604 of 2022 (arising out of Kotwali (Tilkamanjhi) P. S. Case No. 568 of 2022), 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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