

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.11044 of 2023

Arising Out of PS. Case No.-29 Year-2022 Thana- DEHRI ON SONE RPF/POST District-
Gaya

=====

ARUN KUMAR S/O MAHENDRA PRASAD R/v- Barki Kharari, P.S.-
Karagar, District- Rohtas

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Arvind Prasad Singh

For the Opposite Party/s : Mr. Ramchandra Sahni

=====

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 20-04-2023 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner has prayed for regular bail in a case
registered for the offence punishable under section 3 of the R.P.
(U.P.) Act.

As per prosecution case, allegation against the
petitioner is of involving in carrying away of O.H.E. wire,
weighing about 15 kg, relating to T.R.D and the petitioner was
apprehended by the R.P.F. on the basis of disclosure made by
co-accused Uchit Kumar. It is further alleged that at the instance
of this petitioner, 5 kg wire was also recovered from bush.

Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence. He has
falsely been implicated in this case on the basis of suspicion.
Nothing incriminating article has been recovered from



conscious possession of the petitioner rather his named has been sprang up in this case on the basis of confessional statement of co-accused namely, Uchit Kumar who was apprehended on spot. The petitioner has no concern with the alleged recovery or with the co-accused person. A statement has been made in para-3 of the petition that the petitioner has got no criminal antecedent. It is further submitted that the petitioner is languishing in judicial custody since 14.12.2022.

Learned APP appearing for the state has opposed the prayer of regular bail.

Having heard learned counsel for the parties and considering the facts and circumstances of the case, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be released on bail in connection with R.P.F. Dehri-in-Sone P.S. Case No. 29 of 2022 on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Railway Magistrate, Gaya.

(Sunil Kumar Panwar, J)

Amandeep/-

U		T	
---	--	---	--

