

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.13717 of 2023**

Arising Out of PS. Case No.-468 Year-2022 Thana- MADHUBANI TOWN District-
Madhubani

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Rahul Kumar @ Rahul Ram S/O Binod Ram R/O Village- Maharajganj, Ward
No 19, P.S.- Town, District- Madhubani

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Chaitanya Krishna
For the Opposite Party/s : Mr.Tarkeshwar Nath Thakur

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

2 05-05-2023 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 sections 468/22
u/s 461 and 379 of the Indian Penal Code.

As per prosecution case, informant alleged that
some after breaking lock of his shop four mobiles, one tablet,
10 pcs silver coins cash of total 60,9715/- and other articles
looted by some unknown miscreants. After that this case has
been lodged.

Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence. He has
falsely been implicated in this case merely on the basis of



confessional statement of co-accused, namely, Shambhu Paswan. The petitioner is not named in the FIR nor he was put on TIP. It is further submitted that the seizure list has not been prepared as per provision of u/s 100 of the Cr.P.C.. This case is triable by judicial Magistrate. The petitioner has got no criminal antecedent moreover, he is languishing in judicial custody since 10.12.2022.

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 as well as judicial custody, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be released on bail in connection with Nagar P.S. Case No. 468 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 Chief Judicial Magistrate, Madhubani.

(Sunil Kumar Panwar, J)

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