

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.19719 of 2023**

Arising Out of PS. Case No.-489 Year-2022 Thana- TRIVENIGANJ District- Supaul

BHUSHAN KUMAR S/o Umesh Yadav Resident of Village-Sikyani, Ward
No. 6, P.S.-Tribeniganj, P.S.-Tribeniganj, District-Supaul

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Patla Kumari

For the Opposite Party/s : Mr.Anand Kishore Choudhary

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

2 19-05-2023 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner has prayed for regular bail in a case
instituted for the offence under Section 392 of the Indian Penal
Code.

As per prosecution case, when the informant returning
to his house after delivering his goods in the grocery shop, some
unknown miscreants came on motorcycle and on the point of
pistol looted his motorcycle, cash of Rs. 3,000/-, one mobile and
other articles.

It is submitted by learned counsel for the petitioner
that petitioner has been falsely implicated in this case. He has
committed no offence. Petitioner is not named in the FIR and
the same has been lodged against unknown persons. He



submitted that during investigation, the petitioner has been implicated in the present case only on the basis of confessional statement of other co-accused, which has no evidentiary value in the eyes of law. No incriminating/stolen article recovered from the conscious possession of the petitioner. No T.I.P. has been done. Petitioner has got no criminal antecedent as stated in para-3 of the bail petition. He is languishing in judicial custody since 02.12.2022.

The application for bail is opposed by learned APP for the State.

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 enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) with two sureties of the like amount each to the satisfaction of the learned A.C.J.M., Supaul in connection with Triveniganj P.S. Case No. 489 of 2022.

(Sunil Kumar Panwar, J)

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