

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.18150 of 2023

Arising Out of PS. Case No.-856 Year-2021 Thana- NAGAR District- Vaishali

PRITHIVI KUMAR @ TRIVENI @ MANTOSH PASWAN Son of
Tarkeshwar Paswan R/V- Afaur (paswan Tola) P.s- Nagra Distt- Saran at
Chapra

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Vijay Kumar

For the Opposite Party/s : Mr.Sharda Kumari

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 17-07-2023 Heard learned counsel for the petitioner and learned APP
for the State.

The petitioner has filed the instant application for
grant of regular bail in connection with Hajipur Town P.S. Case
No. 856 of 2021 registered under sections 395, 397 and 412 of
the Indian Penal Code.

Allegation against the accused persons is that they
came at the jewellery shop of the informant and on point of
pistol, they looted the ornaments worth Rs. 1 crore and 32 lakh
and cash of Rs. 5.20 lakh from cash counter. Further alleged
that they snatched some money from the customer and also
looted some documents and fled away by pulsor motorcycle
from there.



Learned counsel for the petitioner submits that the petitioner is innocent and has committed no offence. He has falsely been implicated in this case. The petitioner is not named in F.I.R. rather his name came into light in this case on the basis of confessional statement of other co-accused person before the police. It is further submitted that neither any looted article has been recovered from the conscious possession of the petitioner nor he was arrested on spot. From perusal of the seizure list which is annexed with this petition, it is mentioned that the looted article has been recovered from the possession of the other co-accused person namely, Om Singh. Nothing cogent material came against the petitioner to implicate him in this case. This case is triable by judicial magistrate. Similarly situated other accused person has already been enlarged on bail by this Court vide order dated 12.04.2023 passed in Cr. Misc. No. 7744 of 2023. Moreover, he is languishing in judicial custody since 23.09.2022.

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

Having heard learned counsel for the parties and taking into consideration the facts and circumstances of the case as well as the custody of the petitioner, the Court is inclined to



enlarge the petitioner on bail. The above named petitioner is directed to be enlarged on bail in connection with Hajipur Town P.S. Case No. 856 of 2021 on furnishing bail bond of Rs. 10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of the learned C.J.M., Vaishali at Hajipur.

(Sunil Kumar Panwar, J)

sushma/-

U			
---	--	--	--

