

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.29928 of 2023

Arising Out of PS. Case No.-87 Year-2022 Thana- PIPRA District- Supaul

RANJIT KUMAR Son of Bechan Yadav Resident of village - Nandlali, ward
no. 3, P.S. - Bihra, Distt. - Saharsa

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Anshuman Jaipuriyar
For the Opposite Party/s : Mr.Sanjay Kumar

CORAM: HONOURABLE MR. JUSTICE ALOK KUMAR PANDEY
ORAL ORDER

2 13-06-2023 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner seeks bail in connection with Pipra
P.S. Case No. 87 of 2022, G.R. No. 661 of 2022 registered for
the offences punishable under Section 392 of the IPC.

As per prosecution case, three unknown miscreants
riding on a motorcycle came and stopped the informant and his
younger brother by pointing the weapon and assaulted them and
looted away Rs. 25,000/-, two mobile phones and his
motorcycle and fled away.

Learned counsel for the petitioner submits that
petitioner is not named in the FIR and his name has been
transpired in the present case upon the confessional statement of
co-accused Bhavesh Kumar. He further submits that except



confessional statement of co-accused, there is nothing on record to demonstrate the complicity of petitioner with the alleged occurrence. He further submits that petitioner has surrendered before the court on 16.12.2022 and bears no criminal antecedent. Charge sheet has been submitted in the case and there is no likelihood of tampering with the prosecution evidence. He further submits that co-accused Bhabesh Kumar has already been granted bail vide Cr. Misc. No. 21365 of 2023 by a co-ordinate Bench of this Court and the case of present petitioner stands on better footing keeping in view that nothing has been recovered from his possession and his name has been surfaced upon the confessional statement of co-accused.

The learned A.P.P. for the State vehemently opposes the prayer for bail of the petitioner.

Considering the facts and circumstances of the case, period of custody, co-accused has already been granted bail by a co-ordinate Bench of this Court, keeping in view clean antecedent of the petitioner, charge sheet has been submitted in the case and there is no likelihood of tampering with the prosecution evidence, argument advanced on behalf of both sides and also taking into consideration the material available on record, let the petitioner above named be released on bail, on



furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned C.J.M. Supaul in connection with Pipra P.S. Case No. 87 of 2022, G.R. No. 661 of 2022, subject to following conditions:-

(i) One of the bailors shall be either father or mother or sister or brother or wife or the person who has sworn the affidavit in bail application.

(ii) Petitioner will co-operate in trial and will remain present on all dates and absence for two consecutive dates without appropriate permission, would be a ground for cancellation of bail by the learned Trial court itself.

(iii) If the petitioner tampers with the evidence or the witnesses, in that case, the prosecution will be at liberty to move for cancellation of bail.

(Alok Kumar Pandey, J)

vashudha/-

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

