

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.36210 of 2022

Arising Out of PS. Case No.-163 Year-2021 Thana- SASARAM MUFFSIL District- Rohtas

LAL KRISHNA GUPTA SON OF PRADEEP KUMAR GUPTA R/O-
MOHALLA- BYAPAR MANDAL, MOHAN BIGHA, P.S.- DEHRI (T),
DIST.- ROHTAS

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Amrendra Narayan Rai, Adv.
For the Opposite Party/s : Mr.Madhura Nand Jha, APP

CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

3 10-01-2023 Heard the learned counsel for the petitioner and the learned APP for the State, Shri Madhura Nand Jha.

The petitioner seeks regular bail in connection with Sasaram(M) P.S. Case No. 163 of 2021, registered for the offence punishable under Section 394 of the Indian Penal Code.

The allegation is regarding unknown miscreants having intercepted the informant while he was going to deposit a sum of Rs.9,23,000/- at the Punjab National Bank, Karvandiya Branch, on a motorcycle and had



reached near Amra Talab Bazar, whereafter, the said miscreants had snatched the bag containing the aforesaid cash amount and had left the scene of crime, after firing from their pistol.

The learned counsel for the petitioner has submitted that the petitioner is innocent, he has been falsely implicated in the present case. The learned counsel for the petitioner has further submitted that though the petitioner is in custody since 05.06.2021, but he has been remanded in the present case on 01.04.2022. It is further submitted that the petitioner is an accused in four other cases, but he is on bail in the said four cases. It is also submitted that no looted cash amount has been recovered from the possession of the petitioner, hence, the petitioner is not having any complicity in the matter. Lastly, it is submitted that similarly situated co-accused persons have already been granted bail by co-ordinate Benches of this Court, vide orders dated 16.09.2022 and 24.11.2022, passed in Criminal



Miscellaneous No. 35675 of 2022 and Criminal
Miscellaneous No. 45291 of 2022.

Per contra, the learned APP for the State has
vehemently opposed the prayer for bail.

Having regard to the facts and
circumstances of the case, considering the
submissions made by the learned counsel for the
petitioner and taking into account the materials
on record as also those in the case diary, this
Court finds that there is minuscule evidence on
record so as to prima facie connect the
petitioner with the alleged crime, apart from the
fact that similarly situated co-accused persons
have already been granted bail by co-ordinate
Benches of this Court, hence, I deem it fit and
proper to direct for release of the petitioner on
regular bail.

Accordingly, the above named petitioner
is directed to be enlarged on bail on furnishing bail
bonds of Rs. 10,000/- (rupees ten thousand) with
two sureties of the like amount each to the
satisfaction of learned C.J.M, Rohtas in connection



with Sasaram(M) P.S. Case No. 163 of 2021.

(Mohit Kumar Shah, J)

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