

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.36631 of 2023

Arising Out of PS. Case No.-863 Year-2022 Thana- BIHAR District- Nalanda

RAUSHAN KUMAR Son of Late Dayanand Pandey Resident of village -
Keshopur, P.s. - Telahara, Distt. - Nalanda

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rajeev Kumar

For the Opposite Party/s : Mr.Lalan Kumar

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 04-07-2023 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 Sections 399, 402, 414 and 420
of the Indian Penal Code read with Sections 25(1-B)a, 26 and 35
of the Arms Act.

As per prosecution case, the informant received secret
information that some miscreants are planning to commit road
robbery and *dacoity* in the night. The police party reached at
that place and search was made before the witnesses and one
loaded country made katta and five live cartridges have
recovered under the seat of the vehicle and other materials. It is
further alleged that there has been recovery of one mobile phone
from the possession of the petitioner.



It is submitted by learned counsel for the petitioner that petitioner has been falsely implicated in this case. He has committed no offence. Petitioner has no concern with the seized articles as well as vehicle in question. The recovered mobile belongs to the petitioner and the petitioner has claimed of it. Nothing incriminating/looted articles have been recovered from the conscious possession of the petitioner. No T.I. Parade has been done. He is languishing in judicial custody since 12.11.2022.

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 as well as period of custody, 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 Court concerned in connection with Bihar P.S. Case No. 863 of 2022.

(Sunil Kumar Panwar, J)

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