

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.42371 of 2023

Arising Out of PS. Case No.-28 Year-2020 Thana- KARTAHA District- Vaishali

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Mahesh Kumar @ Raunak @ Raunak Kumar Son Of Ganesh Singh Resident
Of Village - Balba Kowari, P.S.- Hajipur Sadar, District - Vaishali

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Abhishek Kumar

For the Opposite Party/s : Mr.Pranav Kumar

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 18-09-2023 Heard learned counsel for the petitioner and learned
APP for the State.

2.The petitioner has prayed for regular bail in a case
registered for the offence punishable under sections 395 and 412
of the Indian Penal Code.

3. As per prosecution case, on 18.03.2020 three
miscreants having pistols entered in the bank and on the point of
pistol looted away a sum of Rs. 8,08,480/- along with other
articles.

4. 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 FIR rather his name came into light in this case on the basis of
confessional statement of co-accused, namely, Nikesh Kumar



before the police which has got no evidentiary value in the eye of law. Nothing has been recovered from the conscious possession of the petitioner and also he has not been put on TIP as yet. No any cogent material has come against the petitioner. Similarly situated other co-accused person has already been granted bail by the different co-ordinate Bench of this Court vide order dated 04.7.2022 in Cr. Misc. No. 71552 of 2021. Moreover, the petitioner is languishing in judicial custody since 14.11.2022.

5. Learned APP appearing for the state has opposed the prayer of regular bail.

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case as well as custody of the petitioner, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be released on bail in connection with Kartaha P.S. Case No. 28 of 2020 on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned 15th Additional Chief Judicial Magistrate, Vaishali at Hajipur.

(Sunil Kumar Panwar, J)

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