

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.44006 of 2023

Arising Out of PS. Case No.-334 Year-2021 Thana- UJIYARPUR District- Samastipur

RAHUL KUMAR Son of Dharmendra Kumar Thakur Resident of village -
Korbadha Pataili, P.s. - Ujiyarpur, Distt. - Samastipur

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mrs. Anu Priyadarshni, Advocate

For the Opposite Party/s : Mr. Suresh Prasad Singh, APP

CORAM: HONOURABLE MR. JUSTICE SHAILENDRA SINGH
ORAL ORDER

- 2 24-07-2023 1. Heard learned counsel for the petitioner and
learned APP for the State.
2. Petitioner seeks regular bail in connection
with Ujiyarpur P.S. Case No.334 of 2021 dated 03.11.2021
registered for the offence(s) punishable under Section(s) 394 of
the Indian Penal Code and Section 27 of the Arms Act.
3. The main submissions advanced by learned
counsel for the petitioner are that the petitioner has criminal
antecedent of one case, in the present matter his name surfaced
in the statement of co-accused Sunil Shahni but except the said
statement there is no material against this petitioner to connect
him to the alleged crime of loot and after the petitioner's arrest
he was not put on Test Identification Parade and no
incriminating material was recovered from his possession and



he has been languishing in jail since 24.01.2023 and against him the investigation has been completed.

4. Learned APP appearing for the State opposes the bail prayer.

5. Having regard to the facts and circumstances of this case, considering the above submissions and mainly the petitioner's plea that except confessional statement of co-accused Sunil Shahni given before the police there is no other material against the petitioner to connect him to the alleged offence of loot and also taking into account the completion of investigation against him, in the opinion of this Court a lenient approach can be taken in respect of the petitioner's prayer, let the petitioner be released on bail in connection with Ujiyarpur P.S. Case No.334 of 2021 on furnishing bail bond of Rs.10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the Court concerned.

(Shailendra Singh, J)

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