

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.45164 of 2023

Arising Out of PS. Case No.-34 Year-2023 Thana- KURSAILA District- Katihar

RAKESH KUMAR YADAV S/O TEJNARAYAN YADAV R/O VILLAGE-
BHANGHA, PS. FALKA (POTHIA), DIST. KATIHAR

... .. Petitioner/s

Versus

THE STATE OF BIHAR BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Arun Kumar Mandal

For the Opposite Party/s : Mr.Dashrath Mehta

**CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH
SINGH**

ORAL ORDER

3 08-09-2023 Learned counsel for the petitioner is permitted to remove defect (s), as pointed out by the office, if any, within a period of four weeks.

2. Heard learned counsel for the petitioner and learned A.P.P for the State.

3. The petitioner has preferred this application for grant of regular bail in connection with Kursela P.S. Case No. 34 of 2023 dated 03.03.2023 registered for the offences punishable u/s 392 of the Indian Penal Code.

4. As per the prosecution case, three miscreants boarded on motorcycle intercepted the motorcycle of the informant and took away purse containing Rs. 1300/-, Adhar Card and motorcycle of the informant on the point of pistol.

5. Learned counsel for the petitioner has submitted



that the petitioner is innocent and has falsely been implicated in this case. The petitioner is not named in the FIR. The name of the petitioner has sprung up in the confessional statement of the co-accused, Rakesh Kumar, son of Suresh Madal. Nothing has been recovered from the conscious possession of the petitioner. The petitioner has two other criminal cases as stated in para 3 of the bail petition. The petitioner is in custody since 04.04.2023.

6. Learned A.P.P. for the State has vehemently opposed the bail petition of the petitioner.

7. Considering the aforesaid facts and circumstances of the case as well as the period of custody, the petitioner above-named, is directed to be enlarged on bail on furnishing bail-bond of Rs.20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Court concerned, Katihar in connection with Kursela P.S. Case No. 34 of 2023.

8. The application stands allowed.

(Chandra Prakash Singh, J)

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