

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.49411 of 2023

Arising Out of PS. Case No.-365 Year-2023 Thana- ARA NAGAR District- Bhojpur

Rambhu Chaudhary, S/o Late Jamuna Chaudhary, R/o Village- Rauza, P.S-
Ara Town, Distt.- Bhojpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ravindra Kumar, Advocate

For the Opposite Party/s : Mr. Parmanand Prasa, APP

CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

2 07-08-2023 Heard learned counsel for the petitioner and
learned Additional Public Prosecutor for the State.

2. The accused/petitioner seeks bail in connection
with Ara Town P.S. Case No.365 of 2023 registered for the
offence punishable under Section 392 of the Indian Penal Code
but, later on Section 411 of the Indian Penal Code was added in
the FIR.

3. The accused/petitioner is not named in the FIR and
is in custody since 11.05.2023.

4. Allegation against the petitioner is to commit
robbery along with other unknown co-accused persons and
while committing so, looted cash of Rs.4,99,000/- belongs to
informant.

5. It is submitted by learned counsel that the name of



petitioner surfaced during the course of investigation on the basis of confessional statement of co-accused, namely, Md. Taj Ali, in furtherance of which, no incriminating material recovered/surfaced as to connect the petitioner with present occurrence of robbery. It is submitted that petitioner not put on TIP as yet. While concluding argument, it is submitted that the petitioner is a man of clean antecedent and moreover investigation of this case has been completed, for which, charge-sheet has been submitted and, as such, there is no chance of tampering with the evidence.

6. Learned APP opposes the prayer for grant of bail to the petitioner.

7. In view of above-mentioned facts and circumstances and by taking note of fact as save and except suspicion arises out of confessional statement of co-accused, nothing incriminating surfaced against this petitioner *prima facie* with present occurrence of robbery, coupled with the fact that charge-sheet has already submitted, where petitioner is in custody since 11.05.2023, accordingly, the petitioner, above-named, is directed to be released on bail furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial



Magistrate, Bhojpur, Ara in connection with Ara Town P.S. Case
No.365 of 2023, subject to the conditions as laid down under
Section 437(3) of the CrPC.

(Chandra Shekhar Jha, J.)

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