

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.64312 of 2023

Arising Out of PS. Case No.-113 Year-2022 Thana- PATAHI District- East Champaran

Sujit Kumar @ Kamla, son of Ganesh Sah @ Ganesh Paswan, resident of
Village -Kharua, PS-Kundwachainpur, Distt- East Champaran

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner : Mr. Abhishek Kumar, Advocate

For the Opposite Party : Mr. Rajendra Singh, APP

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR

ORAL ORDER

2 11-10-2023 Heard Sri Abhishek Kumar, learned counsel for the
petitioner and Sri Rajendra Singh, learned APP for the State.

2. The petitioner seeks bail in connection with
Patahi P.S. Case No.113 of 2022 registered for the offence under
Section 394 of the Indian Penal Code.

3. The petitioner and three others are said to
have looted Rs.2,75,000/- cash, watch, helmet and motorcycle
from the informant and also assaulted him.

4. It has been submitted by learned counsel for
the petitioner that the F.I.R. is against unknown persons and the
petitioner has not been put on T.I. parade. He further submits
that the petitioner is in custody since 13.03.2023.

5. Learned counsel for the petitioner also
submits that petitioner is ready to pay a part of the looted
amount to compensate the informant without accepting the
allegation.



6. Considering the fact that the petitioner has not been put on T.I. parade and there is no recovery from him, this application is allowed.

7. Let the petitioner, above named, be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, East Champaran, Motihari, in connection with Patahi P.S. Case No.113 of 2022.

8. This is also subject to the condition that the petitioner shall produce a demand draft of Rs.70,000/- issued in favour of the informant at the time of furnishing bail bonds. The Court below shall give the said demand draft to the informant after proper verification and thereafter accept the bail bonds of the petitioner.

9. This is subject to the condition that petitioner shall mark his attendance in Kundwachainpur Police Station, District- East Champaran, Motihari, on first Sunday of every month. Any default in appearance at the Police Station would result in cancellation of bail bonds of the petitioner.

(Sandeep Kumar, J)

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