

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.64137 of 2022

Arising Out of PS. Case No.-308 Year-2022 Thana- MURLIGANJ District- Madhepura

PRADEEP KUMAR Son of Gajendra Das R/V- Temabhela, Kantahi, Ward
No. 2, P.S- Gwalpara, Dist- Madhepura

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sushil Kumar Jha, Advocate

For the Opposite Party/s : Mr. Mohammad Sufyan, APP

CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

2 21-02-2023 Heard learned counsel appearing on behalf of the
petitioner and learned counsel appearing on behalf of the State.

Let the defect(s), if any, be removed within a period
of four weeks from today.

The petitioner seeks bail in connection with Murliganj
P.S. Case No. 308 of 2022 registered for the offence under
Sections 392 and 411 of the Indian Penal Code and 25(1-
B)a/26/35 of the Arms Act.

The accused/petitioner is named in the F.I.R. and is in
custody since 24.06.2022.

The allegation against the petitioner is commit
robbery alongwith other co-accused persons and while
committing so taken away cash of Rs. 5,000/- and Aadhar Card
belongs to informant.



Learned counsel appearing on behalf of the petitioner submitted that in fact, petitioner met with an accident from the vehicle of informant and when the cost of received damage was asked for, the present false allegation was raised. It is also submitted that no incriminating material recovered as alleged to be looted from the conscious physical possession of this petitioner. It is also submitted that the cash alleged to be recovered belongs to this petitioner and further in want of details and denominations cannot be connected with alleged looted money. It is also pointed out that alleged fire arm was not recovered from conscious physical possession of this petitioner, rather same was recovered from the open field, accessible by general public. While concluding the argument, it has been submitted that petitioner is a man of clean antecedent and moreover, investigation of this case is completed, for which charge-sheet has been submitted, as such, there is no chance of tampering with the evidence.

Learned APP, opposes the prayer of bail.

Considering the facts and circumstances as mentioned above and by taking note of the nature of allegation, where the details and denominations of alleged looted money is not available, coupled with the fact that charge-sheet has been



submitted, let the petitioner, above named, is directed to be released on bail in connection with Murliganj P.S. Case No. 308 of 2022 on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned ACJM-1st, Madhepura/concerned Court, subject to the conditions as mentioned under Section 437(3) of the Cr.P.C.

(Chandra Shekhar Jha, J)

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