

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.68824 of 2023

Arising Out of PS. Case No.-36 Year-2022 Thana- GADHPURA District- Begusarai

Rahul Rai @ Rahul Kumar Rai Son Of Ram Badan Rai @ Ram Badan Ray @
Bholi Rai Village- Shashan Sasan Ps- Hasanpur Dist- Samastipur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sandip Kumar Gautam

For the Opposite Party/s : Mr.Lakshmi Kant Sharma

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 03-11-2023 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has prayed for regular bail in a case registered for the offence punishable under sections 461, 379, 411 and 414 of the Indian Penal Code.

3. Allegation against unknown miscreants is that they entered in the jewellery shop of the informant and by cutting shutter, took away 150 grams gold, 4kg silver and fifteen thousand rupees along with some utensils.

4. Learned counsel for the petitioner submits that the petitioner is innocent and has committed no offence. He has falsely been implicated in this case. The petitioner is not named in FIR rather his name came into light in this case on the basis of confessional statement of Md. Rashid before the police which



has got no evidentiary value in the eye of law. Nothing looted article has been recovered from the conscious possession of the petitioner. Moreover, he is languishing in judicial custody since 21.07.2023.

5. Learned APP appearing for the state has opposed the prayer of regular bail.

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case as well as custody of the petitioner, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be released on bail in connection with Gadhpura (Garhpura) P.S. Case No. 36 of 2022 on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate, 1st Class, Begusarai.

(Sunil Kumar Panwar, J)

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