

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.71346 of 2023

Arising Out of PS. Case No.-84 Year-2023 Thana- KALYANPUR District- Samastipur

=====

ABINASH SINGH KUSHWAHA @ ABINASH KUMAR Son of Rohit
Mahto Resident of village - Basudeopur, Police Station - Kalyanpur, District -
Samastipur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr.Pramod Kumar Singh, Advocate
For the Opposite Party/s : Mrs. Nirmala Kumari, APP

=====

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

2 08-11-2023 Heard the learned counsel for the petitioner and

learned APP for the State.

2. The petitioner seeks regular bail in a case
registered for the offence under Sections 392 of the Indian Penal
Code.

3. As per the prosecution case, this petitioner along
with other co-accused persons looted Rs. 45,000/- from the
petrol pump.

4. Learned counsel for the petitioner submits
petitioner is not named in the F.I.R. He has been made accused
in this case only on the basis of the confessional statement of
co-accused *Suraj Kumar*. It has further been submitted that
petitioner has not been put on T.I. Parade and no recovery has
been made from the possession of the petitioner. Petitioner



claims clean antecedent and he is in custody since 08.05.2023.

5. Learned counsel for the petitioner further undertakes to deposit Rs. 33 thousand in the court below by way of demand draft in the name of the informant.

6. Learned A.P.P. has vehemently opposed the prayer for bail.

7. Considering the aforesaid submission and considering the undertaking of the petitioner, this application for regular bail is allowed.

8. 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 the learned J.M.F.C., Samastipur/concerned Court below in connection with Kalyanpur P.S. Case No. 84 of 2023 subject to condition that:-

8(i) Petitioner will deposit Rs. 33,000/- (thirty three thousand) in the court below by way of demand draft in the name of the informant and Court below will handover the demand draft to the informant.

(Sandeep Kumar, J)

Shishir/-

U		T	
---	--	---	--

