

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.67006 of 2022

Arising Out of PS. Case No.-379 Year-2022 Thana- BETTIAH CITY District- West
Champaran

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Rohit Kumar Son of Late Timal Prasad, R/O Village - Station Pokhara, Ward
No.- 36, Bettiah, P.S.- Bettiah (Town), District - West Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Bimlesh Kumar Pandey, Advocate
For the Opposite Party/s : Mr.Bharat Lal, APP

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CORAM: HONOURABLE MR. JUSTICE SHAILENDRA SINGH
ORAL ORDER

2 14-03-2023 Heard learned counsel for the petitioner and the

learned APP for the State.

Petitioner seeks regular bail in connection with
Bettiah (Town) P.S. Case No. 379 of 2022 registered for the
offence punishable under Section 392 of the Indian Penal Code.

As per the prosecution, the informant alleged that
three unknown miscreants looted a cash of Rs. 3,04,000/- by
brandishing their weapons and also destroyed the CCTV
cameras etc.

The main submissions advanced by the learned
counsel for the petitioner are that in the said matter the FIR was
lodged against unknown persons and during the investigation
the petitioner was made accused mainly on the basis of



confessional statements of the accused persons, except these statements there is no any other material against him and he was not put on test identification parade and after his arrest in the present matter no recovery of the looted articles was made from his possession and similarly situated co-accused persons namely, Manish Kumar @ Manish Kumar Singh and Vicky Kumar have been granted bail by different Benches of this court vide orders passed in Cr. Misc. No. 54219 of 2022 and Cr. Misc. 53660 of 2022 respectively.

Learned APP appearing for the State has opposed the bail prayer.

Considering the petitioner's pleas that after his arrest the police did not recover any part of the looted articles from his possession and he has been made accused mainly on the basis of confessional statements of the accused persons before the police and he was not put on test identification parade and the said pleas have not been refuted by the learned APP and two similarly situated co-accused persons are on bail, in the opinion of this court, the petitioner deserves to a lenient approach of this court. Accordingly, let the petitioner 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



concerned Court in connection with Bettiah (Town) P.S. Case
No. 379 of 2022.

(Shailendra Singh, J)

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