

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.70174 of 2023

Arising Out of PS. Case No.-66 Year-2023 Thana- GHOGHARDIHA District- Madhubani

Awadhesh Kumar @ Awadhesh Sah @ Awadhesh Kumar Sah S/O Makhan
Sah Village- Bramhpura, Ps. Phulparas, Dist. Madhubani

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Jitendra Kumar Bharti

For the Opposite Party/s : Mr.Shaheen Begum

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
instituted for the offence under Section 392 of the Indian Penal
Code.

3. As per prosecution case, some miscreants
surrounded the informant and his neighbour when they were
going by their motorcycle. It is further alleged that on the point
of pistol the miscreants took away purse, cash of Rs. 10,000/-,
motorcycle and other articles from the informant and his



neighbour.

4. It is submitted by learned counsel for the petitioner that petitioner has been falsely implicated in this case. He has committed no offence. Petitioner is not named in the FIR. The name of the petitioner has come into light, on the basis of confessional statement of Jitan Mukhiya, which has got no evidentiary value in the eyes of law. Nothing incriminating/looted articles have been recovered from the conscious possession of the petitioner. No T.I. Parade has been done. He further submitted that the other co-accused has already been granted bail by a Co-ordinate Bench vide order dated 03.08.2023 passed in Cr. Misc. No. 48192 of 2023. He is languishing in judicial custody since 08.06.2023.

5. The application for bail is opposed by learned APP for the State.

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case as well as period of custody, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) with two sureties of the like amount each to the satisfaction of the learned J.M.-1st Class, Jhanjharpur,



Madhubani in connection with Ghoghardiha P.S. Case No. 66 of
2023.

(Sunil Kumar Panwar, J)

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