

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.68910 of 2022

Arising Out of PS. Case No.-82 Year-2019 Thana- PASRAHA District- Khagaria

PRASHANT KUMAR @ LALOO Son of Sanjay Singh @ Sanjay Kumar
Resident of Village- Mahaddipur Police Station- Pasraha, District- Khagaria

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Mrityunjay Kumar
For the Opposite Party/s : Mr.Shantanu Kumar

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 27-02-2023 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner has prayed for bail in a case registered
for the offence punishable under section 394 of the Indian Penal
Code.

As per allegation in the FIR, three accused persons
riding on a motorcycle intercepted the motorcycle of the
informant and snatched his mobile, ATM Card, PAN Card,
Cheque Book, Pass Book and RS. 500/- from his pocket. It is
further alleged that when the informant speed his motorcycle to
save his live, they also assaulted him and then the present FIR
against unknown.

It is submitted by learned counsel for the petitioner
that petitioner has been falsely implicated in this case.



Petitioner has not been put on TIP. No one is eye witness of the occurrence. No injury report is brought on record to support the allegation of assault. Save and except self confessional statement, there is no other evidence to support the prosecution story. Confessional Statement made before the police has no evidentiary value in the eye of law. Petitioner is languishing in judicial custody since 12.08.2022.

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

Having heard learned counsel for the parties and considering the facts and circumstances of the case, 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 Judicial Magistrate, 1st Class, Khagaria in connection with Pasraha P.S. Case No. 82 of 2019.

(Sunil Kumar Panwar, J)

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