

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.75980 of 2023**

Arising Out of PS. Case No.-320 Year-2020 Thana- DARBHANGA District- Darbhanga

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LAXMAN RAI @ LAKSHMAN YADAV SON OF LATE SHIV NATH RAI  
RESIDENT OF VILLAGE -JITWARPUR CHOUTH, PS- SAMASTIPUR  
MIFFASIL DISTRICT- SAMASTIPUR

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr.Abhay Shankar Singh

For the Opposite Party/s : Mr.Mithlesh Kumar Khare

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**CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR**  
**ORAL ORDER**

2      30-11-2023                      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 Sections 395 and 397 of the  
Indian Penal Code.

3. The allegation against the co-accused persons  
including petitioner is to commit dacoity and while committing  
so, looted jewellery worth of Rs. 5,50,00,000/- and cash from  
the shop of the informant.

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 and  
the same has been lodged against unknown persons. The name



of the petitioner has come into light, on the basis of confessional statement of other co-accused persons, 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 this Bench vide order dated 21.03.2023 passed in Cr. Misc. No. 67144 of 2022 and its analogous case. He is languishing in judicial custody since 07.06.2023.

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 C.J.M., Darbhanga in connection with Darbhanga Town P.S. Case No. 320 of 2020.

**(Sunil Kumar Panwar, J)**

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