

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.74819 of 2022

Arising Out of PS. Case No.-159 Year-2022 Thana- PASRAHA District- Khagaria

ANSHU KUMAR S/O Shambhu Yadav R/O Village- Pitaunjhia, P.S- Gogari,
District- Khagariya, Bihar Petitioner/s

Versus

The State of Bihar Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Vibhakar Kumar

For the Opposite Party/s : Mr.Pronoti Singh

**CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR
PANDEY**

ORAL ORDER

3 27-04-2023 Heard the learned counsel for the petitioner as well as
the learned Additional Public Prosecutor for the State.

The petitioner is seeking regular bail in connection
with Pasraha P.S. Case No. 159 of 2022, registered for the
offences punishable under Section 392 of the Indian Penal
Code.

As per allegation, three unknown miscreants looted
Rs. 5,40,000/- from possession of the informant. They also took
away his passbook, Aadhar and Pan card.

The learned counsel for the petitioner has submitted
that the petitioner is innocent and has falsely been implicated in
this case. Nothing was recovered from his possession and his
name has figured in the confessional statement of co-accused.
He is under custody since 05.09.2022. He has submitted further
that the case of the petitioner is on better footing than that of co-
accused Raushan Kumar, who has been granted bail by a co-
ordinate Bench of this Court in Cr. Misc. No. 72515 of 2022, as
some articles were recovered from the possession of co-accused



Raushan Kumar.

On the other hand, the learned APP has opposed the prayer for bail.

Considering the above-mentioned facts and circumstances, let the petitioner above-named be released on bail on furnishing bail bonds of Rs.10,000/- (ten thousand rupees) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Khagaria in connection with Pasaraha P.S. Case No. 159 of 2022, subject to the following conditions:-

- (i) The petitioner shall cooperate in the disposal of trial and make himself available as and when required by the court.
- (ii) If the petitioner is found involved in future in the similar type of offence, the prosecution will have liberty to file an application before the court below for cancellation of the bail of the petitioner and the learned court below will take decision in accordance with law.

(Nawneet Kumar Pandey, J)

Nirmal/Kundan

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