

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.75709 of 2023

Arising Out of PS. Case No.-223 Year-2023 Thana- DUMARIAGHAT District- East
Champaran

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BRAJESH KUMAR SON OF KAMESHWAR RAY @ KAMOSHWAR RAI
RESIDENT OF VILLAGE - BALAVANT TOLA (BALBANT TOLA), P.S. -
DORIGANJ, DISTRICT - SARAN AT CHAPRA

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Dewendra Narayan Singh

For the Opposite Party/s : Mr.Akbar Ali

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 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
registered for the offence punishable under sections 393 of the
Indian Penal Code.

3. As per prosecution case, the petitioner along with
other co-accused persons are said to have attempted to rob the
informant while he was going by his vehicle. This petitioner was
apprehended on spot from whose possession, one mobile was
recovered.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence. He has
falsely been implicated in this case only on the basis of mere



suspicion. He has no concerned with the alleged occurrence or co-accused persons. Nothing incriminating has been recovered from his conscious possession. It is further submitted that this case is triable by court of Judicial Magistrate. He has got no criminal antecedent and languishing in judicial custody since 10.8.2023.

5. Learned APP appearing for the state has opposed the prayer of regular bail.

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case as well as custody of the petitioner, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be released on bail in connection with Dumariya Ghat P.S. Case No. 223 of 2023 on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned C.J.M., East Champaran.

(Sunil Kumar Panwar, J)

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