

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.1660 of 2023

Arising Out of PS. Case No.-98 Year-2020 Thana- BHAIKAVSHTHAN District- Madhubani

Rahul Kumar Yadav S/O Upendra Yadav R/O Village- Jahlipatti, P.S.-
Ghoghardiha, Distt- Madhubani, (wrongly Mentioned In Confessional
Statement Of Co-Accused Regarding The Address Of The Petitioner).

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Gagandeo Yadav Mr. Ravi Prakash Mr. Rajesh Kumar
For the Opposite Party/s	:	Mr. Gauri Shankar Gupta

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 28-03-2023 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner has filed the instant application for
grant of regular bail in connection with Bhairabasthan P.S.
Case No. 98 of 2020 registered under sections 392 and 411 of
the Indian Penal Code.

Allegation against the co-accused persons including
this petitioner is that they snatched the motorcycle of the
informant on pistol point when he was going to Darbhanga.
Further alleged that they snatched mobile and cash of Rs.
6000/- to 7000/- and also assaulted him.



Learned counsel for the petitioner submits that the petitioner is innocent and has committed no offence. He has falsely been implicated in this case. The petitioner is not named in F.I.R. rather his name came into light in this case on the basis of confessional statement of other co-accused person, namely, Shambhu Kumar Yadav who was arrested by the police in another case. Neither anything incriminating has been recovered from the conscious possession of the petitioner nor he has been put on T.I.P. He has no concern with the alleged occurrence. A statement has been made in para-3 of this petition that the petitioner has got no criminal antecedent. He is languishing in judicial custody since 06.09.2022.

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

Having heard learned counsel for the parties and taking into consideration the facts and circumstances of the case as well as the custody of the petitioner, the Court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be enlarged on bail in connection with Bhairabasthan P.S. Case No. 98 of 2020 on furnishing bail bond of Rs. 10,000/- (Rupees ten thousand) with two sureties



of the like amount each to the satisfaction of the learned J.M.
I, Jhanjharpur, District- Madhubani.

(Sunil Kumar Panwar, J)

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