

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.80347 of 2023

Arising Out of PS. Case No.-89 Year-2023 Thana- BHAIKAVSHTHAN District- Madhubani

RAHUL KUMAR SON OF BIRENDRA PRASAD RESIDENT OF
VILLAGE- GOSNAGAR, PS- RAJNAGAR, DISTT- MADHUBANI

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Krishna Chandra

For the Opposite Party/s : Mr.Umanath Mishra

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 14-12-2023 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 section 394 of the Indian Penal Code.

3. As per prosecution case, while the informant and his cousin were going to his home, in the meantime, four unknown miscreants intercepted them and snatched cash of Rs. 5700/-, mobile phones and motorcycle of the informant and fled away.

4. Learned counsel for the petitioner submits that the petitioner is innocent and has committed no offence. The petitioner is not named in the FIR. His name was transpired in this case on the basis of confessional statement of co-accused



Ajay Mahto. One keypad mobile is said to have been recovered from possession of the petitioner but the same was not tallied with the looted phone and the looted motorcycle has not been recovered as yet. The petitioner has got no criminal antecedent as stated in para-3 of the bail petition and languishing in judicial custody since 19.7.2023.

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 him on bail. The above named petitioner is directed to be released on bail in connection with Bairav Ashtan P.S. Case No. 89 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 ACJM-I, Jhanjharpur, Madhubani.

(Sunil Kumar Panwar, J)

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