

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.6294 of 2024

Arising Out of PS. Case No.-320 Year-2023 Thana- GRIYAK District- Nalanda

Niranjan Kumar @ Mithu S/o Madan Singh R/o vill - Verauhi, P.s. -
Dipnagar, Distt. - Nalanda

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Hansraj, Adv.

For the Opposite Party/s : Mr. Shailendra Kumar Singh, APP

**CORAM: HONOURABLE MR. JUSTICE RAMESH CHAND
MALVIYA**

ORAL ORDER

2 16-02-2024 Heard learned counsel for the petitioner and

learned APP for the State.

2. The petitioner is in custody in connection
with Giriyak (Pawapuri) P.S Case No. 320 of 2023
registered for the offences punishable under Sections
385 , 387/34 of the I.P.C and 27 of the Arms Act.

3. As per allegation in the FIR, two unknown
miscreants used to come near his home and after
throwing a letter they were fled away from there in
which a demand of Rs. 15 lakh was made. It is further
alleged that they also used to fire to threaten the
informant.



4. Learned counsel for the petitioner submits that petitioner has falsely been implicated in this case. He further submits that petitioner name surfaced merely on the basis of confessional statement of co-accused. It is next submitted that in similarly situated condition one of the co-accused has been granted bail by the Coordinate Bench of this Court *vide* order dated 17.10.2023 passed in Cr. Misc. No. 67522 of 2023. It is also submitted that petitioner is in judicial custody since 07.08.2023.

5. However, learned APP for the State oppose the prayer for regular bail of the petitioner.

6. On perusal of the FIR, impugned order and period of custody and also considering the aforesaid facts and circumstances of the case and submissions made on behalf of the petitioner, let the above named petitioner be released on bail *after framing of the charge* on furnishing bail bonds of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate,



Nalanda, Bihar Sharif in connection with Giriyak (Pawapuri) P.S Case No. 320 of 2023.

7. The trial court is directed to conclude the proceeding of framing of charge according to law a period of one month from the date of receipt of a copy of this order. However, it is made clear that *if the charge-sheet has not been submitted* then the petitioner shall be present physically on each and every date before the trial court till conclusion of the the proceeding of framing of charge.

(Ramesh Chand Malviya, J)

Mayank/-

U		T	
---	--	---	--

