

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.5747 of 2024

Arising Out of PS. Case No.-252 Year-2023 Thana- BHAGWANPUR District- Vaishali

Ashok Kumar, S/O Surendra Sah, resident of Village- Paroo, P.S.- Paroo,
District. Muzaffarpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Om Prakash Upadhyay, Advocate

For the Opposite Party/s : Ms. Pronoti Singh, APP

CORAM: HONOURABLE MR. JUSTICE SHAILENDRA SINGH
ORAL ORDER

4 19-04-2024

1. Heard the parties.

2. Petitioner seeks regular bail in connection with
Bhagwanpur P.S. Case No. 252 of 2023 dated 19.10.2023
registered for the offence(s) punishable under Section(s) 395 of
Indian Penal Code.

3. Mr. Om Prakash Upadhyay, learned counsel
appearing for the petitioner submits that the petitioner is not
named in the FIR, his name came into light in the confessional
statement of co-accused namely, Arbind Sahni and Vikash
Kumar @ Vikash and except this, there is no material against
him and he has got no criminal antecedent and he has been
languishing in jail since 08.11.2022. It is further submitted that
the police failed to recover any incriminating material including
looted article after the petitioner was taken into custody on the



basis of inadmissible material and one co-accused namely, Mukesh Yadav carrying similar nature of allegation has been granted bail by this court vide order dated 19.02.2024 passed in Cr. Misc. No. 8457 of 2024.

4. Ms. Pronoti Singh, learned APP appearing for the State has opposed the bail prayer of the petitioner but fairly accepted that against this petitioner, there is no material except the confessional statements of accused persons .

5. Considering the above submissions, this court is inclined to enlarge the petitioner on bail. Accordingly, let the petitioner named-above be released on bail on furnishing bail bond of Rs.10,000/-(Ten Thousand) with two sureties of the like amount each to the satisfaction of the concerned Court in connection with Bhagwanpur P.S. Case No. 252 of 2023.

(Shailendra Singh, J)

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