

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.8140 of 2024

Arising Out of PS. Case No.-413 Year-2022 Thana- BIBHUTIPUR District- Samastipur

Manmohan Mukund Sonu @ Manmohan Mukund S/O LATE RAM SAGAR
MAHTO R/O VILLAGE- EKDARA, (MEHTHI) PS.- BIBHUTIPUR,
DIST.- SAMASTIPUR, AT PRESENT R/O VILLAGE- BHUIDHARA,
WARD NO. 14, PS. MUFFASIL, DIST. SAMASTIPUR.

... .. Petitioner/s

Versus

The State of Bihar BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Pankaj Kumar

For the Opposite Party/s : Mr. Sanjay Kumar Singh

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 20-02-2024 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 392
of the Indian Penal Code.

3. As per FIR, the allegation against four unknown
miscreants is that they entered in the shop of the informant
and on pistol point committed loot of 15 kg silver, 30 grams
golden ornament and cash Rs. 20,000/-.

4. Learned counsel appearing on behalf of the
petitioner has submitted that petitioner is innocent and has
committed no offence. He has falsely been implicated in this
present case merely on the basis of confessional statement of



co-accused, namely, Amarjit Kumar which is not admissible in the eye of law. The petitioner is not named in the FIR and he has no concern with the alleged occurrence. Neither the petitioner was put on TIP nor any looted article has been recovered from his conscious possession. Similarly situated co-accused has already been granted bail by this Court vide order dated 08.05.2023 passed in Cr. Misc. No. 6472 of 2023. The petitioner is languishing in judicial custody since 25.08.2023.

5. Learned APP appearing for the State has vehemently opposed the prayer of Bail.

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case as well as judicial custody, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be released on bail in connection with Bibhutipur P.S. Case No. 413 of 2022 on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned S.D.J.M., Rosera District, Samastipur.

(Sunil Kumar Panwar, J)

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