

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.9211 of 2024

Arising Out of PS. Case No.-396 Year-2018 Thana- LALGANJ District- Vaishali

Raj Kumar Sahni S/O- Late Dwarika Sahni R/O- Balha Bansta, P.S.- Lalganj,
Dist.- Vaishali.

... .. Petitioner/s

Versus

The State Of Bihar, Patna

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sunil Singh, Adv.

For the Opposite Party/s : Mr. Shahabuddin Azeem @ S. Azeem, APP

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

2 20-02-2024 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner seeks regular bail in connection with
Lalganj P.S. Case No. 396 of 2018, lodged on 04.11.2018 under
Section 394 of the Indian Penal Code read with section 27 of the
Arms Act.

3. As per the prosecution case, FIR has been lodged
against three unknown accused persons against whom there is
an allegation that they have looted Rs.18,000/- from the
informant and one miscreant opened fire causing injury on the
chest of the informant.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence. Counsel
also submits that the name of the petitioner has been figured in



this case only by virtue of confessional statement of the co-accused. Counsel further submits that nothing incriminating has been recovered from the petitioner's possession nor he was put on TIP. Counsel submits that the petitioner was taken on remand in this case.

5. Learned counsel for the petitioner submits that the antecedent of the petitioner is not clean and there are three criminal cases pending against him. The petitioner is in custody since 31.03.2023 in the present case.

6. Learned APP for the State opposes the prayer for bail of the petitioner and submits that the antecedent of the petitioner is not clean and this aspect may be taken into consideration while considering the bail application of the petitioner.

7. In the present facts and circumstances of this case and the submissions made above, **let the petitioner above named be granted bail, but only three months after framing of charge, if not framed** on furnishing bail bonds of Rs.30,000/- (Rupees Thirty thousand) with two sureties of the like amount each to the satisfaction of learned A.C.J.M.-II, Vaishali at Hajipur in connection with Lalganj P.S. Case No. 396 of 2018, subject to the conditions as laid down U/s 437(3)



Cr.P.C.

8. However, the petitioner shall be granted bail only on being satisfied by the Trial Court that the petitioner is not absconding in any of the cases pending against him whose details are as follows:-

(I)- Lalganj P.S. Case No. 267 of 2018.

(II)- Nawalpur, West Champaran P.S. Case No. 676 of 2022.

(III)- Badhoriya P.S. Case No. 377 of 2022.

(Dr. Anshuman, J.)

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