

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.19893 of 2024

Arising Out of PS. Case No.-1376 Year-2022 Thana- PHULWARISHARIF District- Patna

1. Tanvir Alam @ Tanni, aged about 20 years, Male S/O- Ali Hasan @ Berga.
R/O- Village- Masaurhi, Malikana, P.S.- Masaurhi, District- Patna.
2. Sahil Mansuri, aged about 21 years, Male, S/O- Aslam Mansuri R/O-
Village- Adampur, Piplama, P.S.- Naubatpur, District- Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ajay Kumar Sinha, Advocate

For the Opposite Party/s : Mr. Pramod Kumar Pandey, APP

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

ORAL ORDER

4 21-06-2024 Heard learned counsel for the petitioners and learned
APP for the State.

2. The petitioners seek bail in connection with
Phulwarisharif P.S. Case No. 1376 of 2022 instituted for the
offences punishable under Section 395 of the Indian Penal
Code.

3. As per the prosecution case, some unknown
criminals have committed dacoity of Rs. 25,000/- cash, bank
cheques and mobile phone from the medical shop of the
informant.



4. Learned counsel for the petitioners submits that the petitioners are innocent and have committed no offence and have falsely been implicated in this case only on the basis of suspicion based on confessional statement of the petitioners. It is further submitted that the FIR has been registered against unknown persons. Nothing incriminating article has been recovered from the conscious possession of the petitioners. He next submits that the name of the petitioners have been surfaced only on the basis of confessional statement of co-accused persons. Petitioners are in custody since 24.02.2023.

5. Learned APP opposes the prayer for bail.

6. From perusal of the FIR and impugned order of the learned Additional Sessions Judge-XXV, Patna dated 23.09.2023, it appears that petitioners have not named in the FIR. There is no cogent evidence against the petitioners except the confessional statement and suspicion. Similarly situated co-accused person namely Jivan Kumar @ Jeevan Kumar has been granted bail by a co-ordinate Bench of this Court in Cr. Misc. No. 37024 of 2024 vide order dated 23.05.2024, accordingly the prayer for bail of the petitioners are allowed. Let the petitioners above named be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten Thousand) each with two sureties of the like



amount each to the satisfaction of the learned Additional Chief
Judicial Magistrate-XIV, Patna in connection with
Phulwarisharif P.S. Case No. 1376 of 2022.

(Ramesh Chand Malviya, J)

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