

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.10182 of 2024

Arising Out of PS. Case No.-697 Year-2023 Thana- BIHTA District- Patna

Jitendra Kumar, aged about 35 years, Male, Son of Ramniwas Prasad R/o vill
- Dharmangatpur, P.S. - Suryapura, P.O. - Suryapur, Distt. - Rohtas

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Alok, Advocate

For the Opposite Party/s : Mr. Brajendra Nath Pandey, APP

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

ORAL ORDER

2 26-02-2024 Heard learned counsel appearing on behalf of
the parties.

2. The petitioner seeks bail in connection with
Bihta P.S. Case No.-697 of 2023 registered for the offence under
Sections 392, 411 and 414 of the Indian Penal Code and Sec-
tions 25(1-B)a, 26, 27 and 35 of the Arms Act.

3. As per the prosecution case, the informant
purchased Dezire car and he has parked his vehicle at Jacidih
Railway Station. A group of four persons have hired his vehicle
for visit to Bihta. On way to Bihta, accused persons on pistol
point looted him and ousted the informant from his vehicle and
took away his vehicle.

4. Learned counsel appearing on behalf of the
petitioner that petitioner has falsely been implicated in this case.
He next submits that the name of the petitioner surfaced on the



basis of confessional statement of co-accused. He next submits that three similarly co-accused persons have already been granted bail by different Benches of this Court passed in Cr.Misc. Nos.1744 of 2024, 1999 of 2024 and 1566 of 2024. Petitioner has got clean antecedent as stated in para-3 of the petition and he is in custody since 28.09.2023.

5. Learned APP appearing for the State, opposes the prayer for bail of the petitioner.

6. Considering the facts and circumstances and also the fact that similarly situated co-accused persons have also been granted bail by different Benches of this Court, let the petitioner, above named, be directed to be released on bail *after framing of the charge* in connection with Bihta P.S. Case No.697 of 2023 on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned ACJM-I, Civil Court, Danapur, Patna.

7. The trial court is directed to conclude the proceeding of framing of charge according to law within a period of 15 (fifteen) days 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 above named petitioner shall be released on bail on furnishing bail bond with further condition



that the petitioner have to present physically on each and every date before the Trial Court till conclusion of the proceeding of framing of charge.

(Ramesh Chand Malviya, J)

Brajesh Kumar/-

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