

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.16776 of 2024

Arising Out of PS. Case No.-485 Year-2023 Thana- PURNEA SADAR District- Purnia

Vikash Sah SON OF LATE DAMODAR SAH RESIDENT OF VILLAGE -
FULOUT, PS- CHOUSA, DISTT- MADHEPURA

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Bijendra Kumar Singh, Advocate

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

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

2 14-03-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in Sadar P.S. case No. 485
of 2023 instituted for the offences under Section 395 of the
Indian Penal Code and Section 27 of the Arms Act.

3. Prosecution allegation, in short, is that the 5-6
unknown accused persons, on the point of pistol entered into the
shop of the informant and looted two mobile sets as well as cash
of Rs. 43,000/- and also taken away other documents.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in the
present case. The petitioner is not named in the F.I.R. The name
of the petitioner has transpired on the basis of C.D.R. Except the



mobile, no incriminating material has been recovered from the conscious possession of the petitioner. The petitioner claims that mobile belongs to him. The petitioner has not been put on Test Identification Parade to ascertain his participation in the alleged occurrence. Charge-sheet has been submitted in this case. The petitioner is in custody since 11.10.2023 and has no criminal antecedent

5. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the aforesaid facts and circumstances of the case and the period of custody undergone by the petitioner, this Court is inclined to grant bail to the petitioner.

7. Let the petitioner be released on bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Sadar P.S. case No. 485 of 2023.

(Rudra Prakash Mishra, J)

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