

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.15399 of 2024

Arising Out of PS. Case No.-521 Year-2023 Thana- BARHARA District- Bhojpur

Sonu Singh, Male, aged about 25 years, Son of Ajit Singh @ Late Ajit Singh,
Resident of Village - Ganghar, P.S. - Ara Mufassil, District – Bhojpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Diwakar, Advocate Ms. Priya Kumari, Advocate Mr. Shivam Kumar, Advocate Mr. Sudhakar Ranjan, Advocate Mr. Deepak Kumar, Advocate
For the Opposite Party/s :		Mr. Madan Kumar, APP

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

ORAL ORDER

2 12-03-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with
Barhara PS Case No. 521 of 2023 instituted for the offences
punishable under Section 392 of the Indian Penal Code.

3. As per the prosecution case, accused persons looted
Rs. 29,645/- from the pocket of the informant and fled away.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence and has
falsely been implicated in this case. He next submits that the
petitioner is not named in the FIR and the FIR is against three
unknown persons merely on the basis of suspicion and also
upon the confessional statement of co-accused Sandeep Singh in



other case, petitioner has been made accused in the present case.

Petitioner is in custody since 31.10.2023.

5. Learned APP opposes the prayer for bail.

6. From perusal of the FIR and the impugned order of the learned Additional District and Sessions Judge-13, Bhojpur at Ara dated 25.01.2024, it appears that petitioner is not named in the FIR and on the basis of confessional statement of co-accused Sandeep Kumar in other case, the petitioner has been made accused in the present case. There is no any independent eye witness of the alleged occurrence and he has not put on Test Identification Parade, accordingly the prayer for bail of the petitioner is allowed. Let the petitioner above named be released on bail ***after framing of charge*** on furnishing bail bonds of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Bhojpur at Ara in connection with Barhara PS Case No. 521 of 2023.

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 petitioner shall be released on



bail on above conditions and he shall be present physically on each and every date before the Trial Court till conclusion of the proceeding of framing of charge.

8. Further, if the petitioner shall not appear before the learned trial Court for two consecutive dates without any valid reason, the bail bonds of the petitioner shall be cancelled by the trial Court.

(Ramesh Chand Malviya, J)

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