

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.16571 of 2024

Arising Out of PS. Case No.-33 Year-2020 Thana- BACHHWARA District- Begusarai

Chhotu Kumar son of Tuntun Singh Village- Hasanpur Nagar Panchayat
Teghra Ps- Teghra Dist- Begusarai

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Madhav Kumar, Advocate

For the Opposite Party/s : Mr.Akshay Lal Pandit, APP

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

ORAL ORDER

2 13-03-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with Bachhwara P.S. case No. 33 of 2020 instituted for the offences under Section 392 of the Indian Penal Code and cognizance has been taken under Sections 395, 397, 412 of the Indian Penal Code.

3. Prosecution case, in short, is that four unknown miscreants snatched the bag containing cash. They also looted mobile phone and keys of the motorcycle of the informant.

4. Learned counsel for the petitioner submitted that the petitioner has falsely been implicated in the present case. Petitioner is not named in the F.I.R. The name of the petitioner



transpired in this case on the basis of confessional statement of the co-accused Dorik Roy and Rupak Singh who have been granted bail by the co-ordinate Benches of this Court vide orders dated 17.01.2022 and 08.03.2021 passed in Cr. Misc. No. 33782 of 2021 and Cr. Misc. No. 39277 of 2020. No incriminating/looted article has been recovered from the conscious possession of the petitioner. Learned counsel further submitted that T.I.P. has not been conducted till date. Charge-sheet has been submitted in this case. It has been submitted on behalf of the petitioner that the petitioner is in custody since 01.06.2022 and has ten criminal antecedents.

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, claim based on parity as also 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, **after framing of charge, if not already framed** 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 Bachhwara P.S. case No. 33 of 2020, subject to



the following conditions:

(I) One of the bailors shall be own/close member of the family of the petitioner.

(II) The petitioner shall appear on each and every date fixed at the trial. In case of default in such appearance on two consecutive dates, the Trial Court will have liberty to cancel the bail bonds of the petitioner.

(Rudra Prakash Mishra, J)

Alok Verma/-

U		T	
---	--	---	--

