

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.21349 of 2024

Arising Out of PS. Case No.-428 Year-2023 Thana- MOKAMAH District- Patna

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Raghav Kumar @ Raghav Kumar Roy S/o Late Ram Mohan Roy R/o
Village- Ramgarh Doba, P.S.- Ramgarh, District- Dumka (Jharkhand)

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Vikram Singh, Advocate

For the Opposite Party/s : Mr. Mohammed Arif, APP

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

ORAL ORDER

2 22-03-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in Mokama P.S. Case No.
428 of 2023, instituted for the offences punishable under
Section 394 of the Indian Penal Code. Subsequently, Sections
411 and 414 of the Indian Penal Code were added.

3. The prosecution case, in short, is that, some
unknown miscreants intercepted the pickup Bolero vehicle of
the informant, abused and assaulted him and looted the said
vehicle. It is further alleged that they also snatched rupees four
thousand cash from the pocket of the informant along with the
mobile phone.



4. Learned counsel for the petitioner submits that the petitioner is innocent and has falsely been implicated in the present case. None of the co-accused in their confessional statement disclosed the name of the petitioner in commission of the crime as well as involvement in sale or purchase of the stolen property. It has been submitted on behalf of the petitioner that the petitioner is in custody since 05.11.2023 and has got two criminal antecedents in which the petitioner is on bail. Learned counsel for the petitioner further submits that similarly situated co-accused has been granted bail by this Court vide order dated 18.03.2024 passed in Cr. Misc. No. 16917 of 2024. It is lastly submitted that Charge-sheet has already submitted in this case.

5. Learned APP 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, taking into account the period of custody undergone by the petitioner and claim based on parity, 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/- (Rupees Ten Thousand) with two sureties of the



like amount each to the satisfaction of Court below/concerned
Court in connection with Mokama P.S. Case No. 428 of 2023.

(Rudra Prakash Mishra, J)

Rajorshi/-

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