

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.18911 of 2024

Arising Out of PS. Case No.-278 Year-2022 Thana- MOHAMMADPUR District- Gopalganj

BABUDHAN SINGH @ JHULAN S/O- LATE DOCTOR SINGH R/O-
VILLAGE- KUMHARA, P.S.- DINARA, DIST.- ROHTAS.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rakesh Kumar Sharma, Advocate

For the Opposite Party/s : Mr.Mohammad Sufyan, APP

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

ORAL ORDER

3 03-04-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with
Mohammadpur P.S. case No. 278 of 2022 instituted for the
offences under Sections 395 of the Indian Penal Code.

3. Prosecution case, in short, is that some unknown
miscreants boarded on Maruti Swift vehicle overtook the Car of
the informant and on the point of pistol they have snatched his
key and fled away with the vehicle.

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 during investigation only on the basis of



suspicion. Learned counsel further submitted that T.I.P. has not been conducted till date. No incriminating article has been recovered from the conscious possession of the petitioner. Similarly situated co-accused person has already been granted bail by this Court vide order dated 14.03.2024 passed in Cr. Misc. No. 18738 of 2024. It has been submitted on behalf of the petitioner that the petitioner is in custody since 21.04.2023 and has one 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, 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 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 Mohammadpur P.S. case No. 278 of 2022.

(Rudra Prakash Mishra, J)

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