

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.21533 of 2024

Arising Out of PS. Case No.-127 Year-2023 Thana- HUSSAINGANJ District- Siwan

Ajit Sharma S/o- Prem Sagar Sharma Village- Harihans Ps- Hussainganj Dist- Siwan

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner : Mr. Ajay Kumar Pandey, Advocate
For the State : Mr. Rajendra Nath Jha, 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
Hussainganj P.S. Case No. 127 of 2023 instituted for the offence
under Section 392 of the Indian Penal Code.

3. As per the prosecution case, unknown miscreants
are alleged to have robbed Rs. 3,20,000/- from the possession of
the informant on the highway.

4. It has been submitted on behalf of the petitioner
that the petitioner is in custody since 05-12-2023. Petitioner
bears two criminal antecedents, as per disclosure made in
paragraph No. 3 of the bail application.

5. It has been further submitted by the petitioner's



counsel that petitioner has been falsely implicated in the present case. Name of the petitioner has transpired on the basis of confessional statement of co-accused, namely, Shaheb Hussain, and the same has no evidentiary value. Petitioner was not put on T.I. Parade. Other co-accused have been granted bail by a Co-ordinate Bench of this Court, *vide* orders dated 13-10-2023 & 26-02-2024, passed in Cr. Misc. No. 65074 of 2023 & Cr. Misc. No. 7681 of 2024, respectively.

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

7. Considering the aforesaid facts and circumstances of the case, period of custody of the petitioner, manner of petitioner's implication and claim based on parity, this Court is inclined to grant bail to the petitioner.

8. 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 Hussainganj P.S. Case No. 127 of 2023.

(Rudra Prakash Mishra, J)

Raj Kishore/-

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