

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.23293 of 2024**

Arising Out of PS. Case No.-891 Year-2023 Thana- MUZAFFARPUR SADAR District-  
Muzaffarpur

Abhishek Kumar son of Lalan Sahni Vill- Madahul, Ps- Maniyari Dist-  
Muzaffarpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Manoj Kumar Manoj, Advocate  
For the Opposite Party/s : Mr. Manoj Kumar, APP

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

ORAL ORDER

3      10-04-2024      Heard learned counsel for the petitioner and learned APP  
for the State.

2.      The petitioner seeks bail in connection with  
Muzaffarpur Sadar P.S. Case No. 891 of 2023 instituted for the  
offence under Section 395 of the Indian Penal Code.

3.      As per the prosecution case, 7-8 unknown  
miscreants looted Rs. 2 lakhs from the gas godown.

4.      It has been submitted on behalf of the petitioner  
that the petitioner is in custody since 09-11-2023. Petitioner  
bears one criminal antecedent, 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. Petitioner is not named in the FIR. Name of the petitioner has transpired on the basis of his confessional statement of co-accused, namely, Randhir Kumar and the same has no evidentiary value. Nothing has been recovered from the possession of the petitioner. Other co-accused has been granted bail by this Court, *vide* orders dated 03-04-2024 & 18-03-2024, passed in Cr. Misc. No. 24653 of 2024 & Cr. Misc. No. 19632 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 Muzaffarpur Sadar P.S. Case No. 891 of 2023.

**(Rudra Prakash Mishra, J)**

Raj Kishore/-

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