

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.24628 of 2024

Arising Out of PS. Case No.-23 Year-2024 Thana- KHAIRA District- Saran

Abhishek Singh @ Abhishek Kumar Singh Son of Yugalkishor Singh R/o
Village- Sadha Newaji Tola, P.S. Muffasil, Dist.- Saran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ajit Kumar Singh, Adv.

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

**CORAM: HONOURABLE MR. JUSTICE RAMESH CHAND
MALVIYA**

ORAL ORDER

2 05-04-2024 Heard learned counsel for the petitioner and

learned APP for the State.

2. The petitioner is in custody in connection
with “Khaira” (Nagara O.P) P.S Case No.
5123046240023 of 2024 (23/2024 as per imp order)
registered for the offences punishable under Sections
392 and 412 of the I.P.C.

3. As per prosecution case, Four persons looted
Rs. 6,000/-, a locket of Hanuman Ji, Passion Pro
Motorcycle from the informant and approx Rs. 5,000/-,
a mobile from the brother of the informant.

4. Learned counsel for the petitioner submits



that petitioner has falsely been implicated in this case. It is further submitted that name of the petitioner surfaced from the confessional statement of the co-accused. No recovery from the possession of the petitioner. No Test Identification Parade has been held by the Investigation Officer during investigation. It is also submitted that petitioner is in judicial custody since 27.01.2024.

5. However, learned APP for the State oppose the prayer for regular bail of the petitioner.

6. On perusal of the FIR, impugned order and period of custody and also considering the aforesaid facts and circumstances of the case and submissions made on behalf of the petitioner, let the above named petitioner be released on bail *after framing of the charge* on furnishing bail bonds of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Court of Judicial Magistrate 1st class, Saran at Chapra in connection with “Khaira” (Nagara O.P) P.S Case No. 5123046240023 of 2024 (23/2024 as per imp order).



7. The trial court is directed to conclude the proceeding of framing of charge according to law within a period of 15 days from the date of receipt of a copy of this order. However, it is made clear that *if the charge-sheet has not been submitted* then the petitioner shall be released on bail on the above conditions and he shall be present physically on each and every date before the trial court till conclusion of the proceeding of framing of charge.

(Ramesh Chand Malviya, J)

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