

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.23842 of 2024

Arising Out of PS. Case No.-585 Year-2023 Thana- KESARIA District- East Champaran

Dilkhush Kumar Ram Son of Shatrohan Ram @ Shatrudhan Ram Resident of
Village- Bhopatpur Ahirauliya, P.S.- Kotwa (Bhopatpur O.P.), Dist.- East
Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Abhishek Kumar, Adv.

For the Opposite Party/s : Mr.Awadhesh Kumar Singh, APP

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

ORAL ORDER

3 19-04-2024 Heard learned counsel for the petitioner and

learned A.P.P. for the State.

2. The petitioner apprehends his arrest in in
connection with Kesariya P.S. Case No. 585 of 2023
registered for the offences punishable under Sections 392 of
the Indian Penal Code and Section 25(1-b)a, 26 of the Arms
Act.

3. As per prosecution case, the accusation against
the accused persons including the petitioner is of looting a
machine and cash of Rs. 8,000/- from the Informant on the
gun point. It is alleged that on *Hulla* being raised by the
Informant, the villagers chased the miscreants and



apprehended two persons who disclosed their names as Rajkumar Ram and Muna Kumar Ram. They also disclosed the name of person who fled away from there as Dilkhush Kumar Ram (the petitioner).

4. Learned counsel for the petitioner submits that the petitioner is innocent and has committed no offence as alleged against him and has falsely been implicated in the present case. He further submits that petitioner was not arrested from the spot, as such, nothing was recovered from his conscious possession. The name of the petitioner has surfaced in this case on the basis of the disclosures made by the co-accused Rajkumar Ram and Munna Kumar Ram. The petitioner has no concern with the alleged occurrence. The petitioner has no criminal antecedent.

5. Learned A.P.P. for the State opposes the prayer for anticipatory bail of the petitioner.

6. Considering the submissions made by the learned counsel for the petitioner, the petitioner above-named, in the event of his arrest or surrender before the learned Court below within a period of six weeks from today,



be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned court below where the case is pending/successor court in connection with - Kesariya P.S. Case No. 585 of 2023, subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

(Rudra Prakash Mishra, J)

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