

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.27874 of 2024

Arising Out of PS. Case No.-110 Year-2023 Thana- MANSURCHAK District- Begusarai

Md. Raja Son of Md. Munna Resident of Village- Phulwaria and (Pokhar Mohalla), P.S.- Phulwaria, District- Begusarai

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Amrendra Kumar

For the Opposite Party/s : Ms.Dr. Indihar Kumari

CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH MISHRA
ORAL ORDER

2 18-04-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with Mansurchak P.S. Case No. 110 of 2023 instituted for the offences under Sections 394 and 397 of the Indian Penal Code and Section 27 of the Arms Act.

3. As per prosecution case, the informant, who happens to be working as S.M. in the Bharat Financial Collusion Limited. The informant along with his Branch Manager went for collecting money and they were returning after collecting amount of Rs. 1,50,000/-, in the meantime some unknown persons boarded on motorcycle snatched the bag containing money thereafter fled away.

4. Learned counsel for the petitioner submits that the



petitioner is innocent and has falsely been implicated in the present case. Petitioner is not named in the FIR and the same has been lodged against unknown persons. The name of the petitioner has come into light merely on the basis of confessional statement of co-accused Chhotu Kumar, which has got no evidentiary value in the eyes of law. The petitioner has got no concern with the alleged occurrence. Charge-sheet has been submitted in this case. No incriminating/looted article has been recovered from the conscious possession of the petitioner. The petitioner is in custody since 06.11.2023 and has been made accused in five more cases, in which he is all on bail.

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

6. Considering the facts and circumstances of the case as well as 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 Mansurchak P.S. Case No. 110 of 2023, Subject to following conditions:

(i) One of the bailors shall be own/close member of



the family of the petitioner.

(ii) The petitioner shall appear on each and every date fixed at the trial. In case of default in such appearance on two consecutive dates, the trial Court will have liberty to cancel the bail bonds of the petitioner.

(iii) If the petitioner tampers with the evidence or the witness, in that case, the prosecution will be at liberty to move for cancellation of bail.

(Rudra Prakash Mishra, J)

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