

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.29857 of 2024

Arising Out of PS. Case No.-343 Year-2023 Thana- ATHMALGOLA District- Patna

Chandan Kumar S/O Navin Singh R/O Village- Fulelpur, P.S- Athmalgola,
Distt.- Patna.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Aryan Singh, Advocate

For the Opposite Party/s : Mr. Surendra Prasad Singh, APP

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

ORAL ORDER

3 12-07-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner apprehends arrest in Athmalgola P.S.
Case No. 343 of 2023, registered under Sections 399, 402, 414
of the Indian Penal Code, Sections 25(1-b)a, 26 and 35 of the
Arms Act.

3. The prosecution case, in short, is that police, on the
basis of secret information that few miscreants were planning to
commit dacoity, raided the place. Seeing the police party,
accused persons tried to flee away but two of the accused
persons were arrested. On search, six live cartridges were
recovered from the left pocket of co-accused Naveen Singh.



4. Learned counsel for the petitioner submits that the petitioner is innocent and has falsely been implicated in the present case. Learned counsel for the petitioner also submits that the petitioner is not named in the F.I.R. and name of the petitioner has transpired on the basis of confessional statement of co-accused person. The petitioner has got two criminal antecedents in which the petitioner is acquitted in one case. There is no compliance of Section 100 of Cr.P.C. Learned counsel for the petitioner further submits that similarly situated co-accused have been granted regular bail by this Court vide order dated 20.02.2024 passed in Cr. Misc. No. 2119 of 2024 and order dated 10.05.2024 passed in Cr. Misc. No. 15105 of 2024.

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

6. Considering the aforesaid facts and circumstances, let the petitioner, above named in the event of arrest/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 Court below/concerned Court in connection with Athmalgola P.S.



Case No. 343 of 2023, subject to the conditions as laid down
under Section 438(2) of the Code of Criminal Procedure.

(Rudra Prakash Mishra, J)

Rajorshi/-

U		T	
---	--	---	--

