

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.29934 of 2024

Arising Out of PS. Case No.-525 Year-2023 Thana- RAMPUR District- Gaya

Chhotu Yadav@ Raja @ Sukhendra SON OF Late Kail Yadav Village- Gewal
Bigha PS- Rampur Dist- Gaya

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Vijay Kumar, Advocate
For the Opposite Party/s : Mr. Zainul Abedin, APP

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

ORAL ORDER

2 19-04-2024 Heard learned counsel for the petitioner and learned APP
for the State.

2. The petitioner seeks bail in connection with
Rampur P.S. Case No. 525 of 2023 instituted for the offence
under Sections 457, 380 & 411 of the Indian Penal Code.

3. Prosecution case in a nutshell is that theft of Rs.
50,000/- and several ornaments has been committed in the house
of informant by unknown miscreants.

4. It has been submitted on behalf of the petitioner
that the petitioner is in custody since 05-09-2023. Petitioner
bears two criminal antecedents, 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 confessional statement of co-accused, and the same has no evidentiary value. It is submitted that petitioner was not put on T.I. Parade. Nothing has been recovered from the possession of the petitioner. Charge sheet has already been submitted in this case. Other co-accused has been allowed bail by this Court vide order dated 12-03-2024, passed in Cr. Misc. No. 15434 of 2024.

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, claim based on parity, manner of implication and charge sheet being submitted, 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 Rampur P.S. Case No. 525 of 2023.

(Rudra Prakash Mishra, J)

Raj Kishore/-

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