

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.31049 of 2024

Arising Out of PS. Case No.-215 Year-2023 Thana- MANSI District- Khagaria

Kanhaiya Kumar Son of Dharmendra Mahto @ Dharmendra Sahni Resident
of Village- Rankodih, P.S.- Muffasil (Khagaria), Dist.- Khagaria

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Pramod Kumar, Advocate

For the Opposite Party/s : Mr. Md. Shakir Ahmad, APP

CORAM: HONOURABLE MR. JUSTICE RAMESH CHAND MALVIYA
ORAL ORDER

2 25-04-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks regular bail in connection with
Mansi Police Station Case No. 215 of 2023 registered for the
offence under Sections 392 of the IPC.

3. As per allegation in the FIR, on 22.07.2023 at about
9:15 PM on NH. 31 while the informant was going towards
Gogari, Jamalpur in the meantime three unknown miscreants
arrived on motorcycle and looted motorcycle bearing registration
No. BR09AH5394 and cash of Rs. 4,000/- of the informant on gun
point.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in the
present case. Nothing has been recovered from the possession of
the petitioner. He further submits that the petitioner has not been
put on TIP and during the investigation the name of the petitioner



was surfaced from the confessional statement of co-accused Shueb Akhtar. The petitioner is in custody since 14.09.2023.

5. However, learned APP for the State vehemently opposed the prayer for regular bail.

6. Considering the aforesaid facts and circumstances of the case and the submissions made on behalf of the petitioner, let the petitioner, above named, be released on bail ***after framing of charge*** on furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Khagaria in connection with Mansi P.S. Case No. 215 of 2023.

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 proceeding of framing of charge.

(Ramesh Chand Malviya, J)

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