

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.29859 of 2024

Arising Out of PS. Case No.-464 Year-2023 Thana- GURUA District- Gaya

Vishal Kumar Son of Pramod Das Resident of Village- Devanchak,
Mangrawa, P.S.- Guraru, Dist.- Gaya

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Md. Javed Jafar Khan, Advocate

For the Opposite Party/s : Mr. Uday Chand Prasad, 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 Gurua P.S. case No.
464 of 2023 instituted for the offences under Section 392 of the
Indian Penal Code.

3. Prosecution allegation, in short, is that three
unknown miscreants boarded on a Apache motorcycle looted
cash of Rs. 87,376/-, one tab and mobile of the informant on
gun point and fled away.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in the
present case. The petitioner is not named in the F.I.R. The name
of the petitioner has transpired on the basis of his self-
confessional statement, and the same has no evidentiary value.



No incriminating material has been recovered from the conscious possession of the petitioner. The petitioner has not been put on Test Identification Parade to ascertain his participation in the alleged occurrence. Charge-sheet has been submitted in this case. The petitioner is in custody since 22.10.2023 and has two criminal antecedents. Co-accused has been granted bail by this Court *vide* order dated 20.03.2024 passed in Cr. Misc. No. 23819 of 2024.

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

6. Considering the aforesaid facts and circumstances of the case, the period of custody undergone by the petitioner and the claim based on parity, 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 Gurua P.S. case No. 464 of 2023.

(Rudra Prakash Mishra, J)

Raj kishore/-

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