

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.28221 of 2024**

Arising Out of PS. Case No.-99 Year-2023 Thana- AGRER District- Rohtas

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SHAHNWAZ SHAH SON OF SHABEER SHAH @ SHABEER SAH
RESIDENT OF VILLAGE - BARADIH TOLA OR BARADIH, P.S. -
AGRER, DISTRICT - ROHTAS

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Babu Nandan Prasad, Advocate

For the Opposite Party/s : Mr.Rana Randhir Singh, APP

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**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 Agrer
P.S. case No. 99 of 2023 instituted for the offences under
Section 392 of the Indian Penal Code.

3. Prosecution case, in short, is that three miscreants
intercepted the motorcycle of the informant and on gun point
looted his mobile phone and motorcycle. On alarm, the villagers
disclosed the name of the co-accused Shahid Khan.



4. Learned counsel for the petitioner submitted that the petitioner has falsely been implicated in the present case merely on suspicion. The petitioner is not named in the FIR. Police, during course of investigation arrested the petitioner on suspicion and the stolen motorcycle was recovered from this petitioner. He further submitted that the alleged recovery was made from the house of the petitioner in the presence of police party itself and the petitioner was made accused in this case on the basis of self confession before the police, which has no evidentiary value in the eye of the law. Learned counsel further submitted that T.I.P. has not been conducted till date. Charge-sheet has been submitted in this case. It has been submitted on behalf of the petitioner that the petitioner is in custody since 29.12.2023 and has no criminal antecedent.

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 as also 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 Agrer P.S. case No.
99 of 2023.

(Rudra Prakash Mishra, J)

Alok Verma/-

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