

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.37853 of 2024

Arising Out of PS. Case No.-213 Year-2023 Thana- ARIYARI District- Sheikhpura

Rahul Kumar S/o Bhushan Yadav @ Muneshwar Yadav R/o vill - Teldih, P.S.
- Ariyari, Distt. - Sheikhpura

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Rizwanul Haque, Advocate

For the Opposite Party/s : Mr. Abhay Kumar Roy, APP

**CORAM: HONOURABLE MR. JUSTICE RAMESH CHAND
MALVIYA**

ORAL ORDER

2 22-05-2024 Heard learned counsel for the petitioner and
learned APP for the State.

2. The petitioner seeks bail in a case registered
for the offence under Section 392 of the Indian Penal Code.

3. As per allegation in the FIR, the petitioner
along with co-accused persons snatched Rs.35,000/- on the
point of pistol from toto passenger and Rs.4,000/- from the toto
driver and also two mobile phones.

4. Learned counsel appearing on behalf of the
petitioner submits that petitioner has falsely been implicated in
this case and petitioner is not named in the FIR and there is no
recovery from the conscious possession of the petitioner.
Petitioner has not put on test indemnification parade and he is in



custody since 05.03.2024.

5. Learned APP appearing for the State, opposes the prayer for bail of the petitioner.

6. Considering the facts and circumstances and submissions made on behalf of the petitioner, let the petitioner, above named, is directed to be released on bail **after framing of the charge** in connection with Ariyari P.S. Case No. 213 of 2023 on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned ACJM-Ist Class, Sheikhpura.

7. The trial court is directed to conclude the proceeding of framing of charge according to law within a period of 15 (fifteen) 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 above named petitioner shall be released on bail on furnishing bail bond with further condition that the petitioner has to present physically on each and every date before the Trial Court till conclusion of the trial.

(Ramesh Chand Malviya, J)

Brajesh Kumar/-

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