

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.39401 of 2023**

Arising Out of PS. Case No.-138 Year-2021 Thana- BANIAPUR District- Saran

RAJESH SINGH @ RAJESH KUMAR SINGH son of Shatrudhan Singh Village-
Rampur Koran Ps- Madhaura Dist- Saran

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

For the Petitioner/s : Mr.Manoj Kumar
For the Opposite Party/s : Mr.Madhura Nand Jha

**CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH
SINGH**

ORAL ORDER

3 24-06-2024 Heard learned counsel for the petitioner and learned
A.P.P for the State.

2. The petitioner has preferred this application for grant of regular bail in connection with Baniyapur P.S. Case No. 138 of 2021 dated 26.04.2021 registered for the offences punishable u/s 392 of the Indian Penal Code.

3. As per the prosecution case, five unknown miscreants boarded on a motorcycle came and snatched the bag of the informant in which Rs. 52,000/-, PAN card, Aadhar card and four Sarees were kept.

4. Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in this case. The petitioner is not named in the F.I.R. The name of the petitioner has sprung up in the confessional statement of the co-accused, Om Prakash Sah. No T.I.P. has been conducted by the prosecution. Nothing has been recovered from the conscious possession of the petitioner. It is further submitted that the petitioner has no concern



with the alleged offence. The petitioner has seventeen criminal antecedents as stated in para 3 of the bail petition. The petitioner is in custody since 29.11.2021.

5. Learned A.P.P. for the State has vehemently opposed the bail petition of the petitioner.

6. Considering the aforesaid facts and circumstances of the case as well as the period of custody, the petitioner above-named, is directed to be enlarged on bail on furnishing bail-bond of Rs.20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Court concerned, Saran at Chapra in connection with Baniyapur P.S. Case No. 138 of 2021 with the condition :-

(i) The petitioner is directed to remain physically present before the learned Court below on each and every date, failing which on two consecutive dates without reasonable cause, the bail bond of the petitioner is liable to be cancelled.

7. The application stands allowed.

(Chandra Prakash Singh, J)

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