

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.36303 of 2024

Arising Out of PS. Case No.-727 Year-2023 Thana- KAUWAKOL District- Nawada

Pandav Kumar, Male, aged about 24 years, son of Kali Charan Rajak, resident of village-Lakshmipur, P.S. Chandradip, District- Jamui.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sanjay Kumar Singh, Advocate

For the Opposite Party/s : Md. Iftekhar Mahmood, APP

CORAM: HONOURABLE MR. JUSTICE RAMESH CHAND MALVIYA

ORAL ORDER

2 17-05-2024 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 Sections 392, 341, 323, 504/34, 395 and 414 of the Indian Penal Code.

3. As per the prosecution case, it is a case of snatching of a motorcycle and Rs.900/- cash of the informant and also abused and assaulted to him by the accused persons including the petitioner.

4. Learned counsel appearing on behalf of the petitioner submits that petitioner has falsely been implicated in this case and no theft article has been



recovered from the possession of the petitioner and the name of the petitioner came on the basis of confessional statement of co-accused Vivek Raj @ Vivek Kumar @ Murga and petitioner is in custody since 29.01.2024. Similarly situated co-accused has been granted bail by a Co-ordinate Bench of this Court passed in Cr. Misc. No. 25806 of 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 Kawakole P.S. Case No. 727 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 Judicial Magistrate, Ist Class, Nawada/concerned Court.

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 have to present physically on each and every date before the Trial Court till conclusion of the proceeding of framing of charge.

(Ramesh Chand Malviya, J)

Brajesh
Kumar/Vinayak

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