

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.35957 of 2024

Arising Out of PS. Case No.-139 Year-2023 Thana- SIGAUDI District- Patna

Pappu Kumar @ Raushan S/O Sanjay Yadav @ Sanjay Kumar R/O Village
Sarkuna PS Dulhin Bazar District Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Yogendra Kumar Dwivedi, Adv.

For the Opposite Party/s : Mr.Ramchandra Sahni, APP

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

2 10-05-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with Sigori
P.S. Case No. 139 of 2023 instituted for the offences under
Section 392 of the Indian Penal Code.

3. As per prosecution case, the accusation against the
accused persons including the petitioner is of looting gold
ornaments and Mobile etc. from the Informant and threatening
him with the pistol. It is further alleged that the police has
recovered one of the motorcycles used in the alleged loot from
the house of the petitioner. Some looted gold ornaments were
also recovered from the possession of the petitioner.

4. Learned counsel for the petitioner submits that the



petitioner is innocent and has committed no offence as alleged against him and has falsely been implicated in the present case. The petitioner is not named in the F.I.R. and his name has surfaced in this case in course of investigation. He further submits that nothing incriminating has been recovered from the conscious possession of the petitioner. There is no direct or specific allegation of any overt act against the petitioner rather the same is general and omnibus in nature. Till date, no T.I. Parade has been conducted. The petitioner has no concern with the alleged occurrence. The petitioner has two criminal antecedents and is languishing in judicial custody since 06.12.2023 without any rhyme or reason. Charge-sheet has been submitted in this case.

5. Learned counsel for the petitioner again submits that the similarly situated co-accused namely Ravindra Kumar has been granted bail by this Court vide order dated 18.04.2024 passed in Cr. Misc. No. 27749 of 2024.

6. On the other hand, learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

7. Considering the entire facts and circumstances of the case and taking into account the period of custody of the petitioner as also the claim for bail being based on parity, let the



petitioner, abovenamed, 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 Sigori P.S. Case No. 139 of 2023.

(Rudra Prakash Mishra, J)

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