

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.39642 of 2024

Arising Out of PS. Case No.-103 Year-2024 Thana- AMARPUR District- Banka

Ghanshyam Kumar@ Ghanshyam Yadav @ Ghanshyam Son Of Manoj Yadav
@ Manju Village- Gonda, Ps- Banka, Dist- Banka

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Dhananjay Pandey, Advocate
For the Opposite Party/s : Mr. Prem Kumar Jha, APP

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

ORAL ORDER

3 22-10-2024 Heard learned counsel for the petitioner and learned APP
for the State.

2. The petitioner seeks bail in connection with
Amarpur Fullidumar P.S. Case No. 103 of 2024 instituted for
the offence under Sections 392 and 411 of the Indian Penal
Code.

3. Prosecution case in short is that informant was
accosted with two unknown miscreants, who on the point of
pistol looted his motorcycle and cash of Rs. 25,000/-, Aadhaar
cards, etc. and fled away.

4. It has been submitted on behalf of the petitioner
that the petitioner is in custody since 14-02-2024. Petitioner is a
man of clean antecedent.



5. It has been further submitted by the petitioner's counsel that petitioner has been falsely implicated in the present case. Petitioner is not named in the FIR. Name of the petitioner has dragged in his case on the basis of confessional statement of co-accused and the same has no evidentiary value in the eyes of law. Petitioner was not put on T.I. Parade. It is alleged that Aadhaar card was recovered from the possession of the petitioner.

6. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

7. Considering the aforesaid facts and circumstances of the case, period of custody of the petitioner and clean antecedent of the petitioner, this Court is inclined to grant bail to the petitioner.

8. 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 Amarpur Fullidumar P.S. Case No. 103 of 2024, subject to the following conditions:

(I) One of the bailors shall be own/close member of the family of the petitioner.



(II) The petitioner shall appear on each and every date fixed at the trial. In case of default in such appearance on two consecutive dates, the Trial Court will have liberty to cancel the bail bonds of the petitioner.

(Rudra Prakash Mishra, J)

Raj Kishore/-

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