

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.42598 of 2024**

Arising Out of PS. Case No.-20 Year-2023 Thana- CHHABILAPUR District- Nalanda

=====

Suraj Kumar S/O Shukhari @ Suraj @ Shiv Kumar Yadav @ Shivakumar  
Prasad R/O Village-Rupaspur, P.S.-Chiksaura, Distt-nalanda.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

=====

**Appearance :**

For the Petitioner/s : Mr.Rudal Singh

For the Opposite Party/s : Mr.Dinesh Singh

=====

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

ORAL ORDER

2      24-06-2024                      Heard learned counsel for the petitioner and learned  
APP for the State.

2. The petitioner seeks bail in connection with  
Chhabilapur P.S. Case No. 20 of 2023 instituted for the offences  
under Sections 392 and 412 of the Indian Penal Code.

3. As per prosecution case, 10-11 unknown miscreants  
came at the farmyard of the informant and after tying his legs  
and hands, loaded the paddy on the pickup van and fled away  
from there.

4. Learned counsel for the petitioner submits that the  
petitioner is innocent and has falsely been implicated in the  
present case. Petitioner is not named in the FIR. The name of  
the petitioner has come into light on the basis of confessional



statement of co-accused person. The petitioner has got no concern with the alleged occurrence. No incriminating article has been recovered from the conscious possession of the petitioner. The petitioner has not been put on Test Identification Parade to ascertain his participation in the alleged occurrence. Charge-sheet has been submitted in this case. He further submitted that the other co-accused has already been granted bail by this Court vide order dated 15.05.2024 passed in Cr. Misc. No. 37640 of 2024. The petitioner is in custody since 01.02.2024 and has two criminal antecedents.

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

6. Considering the facts and circumstances of the case as well as the period of custody undergone by the petitioner, this Court is inclined to grant bail to the petitioner.

7. 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 Chhabilapur P.S. Case No. 20 of 2023, Subject to 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)**

Arish/-

|   |  |   |  |
|---|--|---|--|
| U |  | T |  |
|---|--|---|--|

