

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.46273 of 2024

Arising Out of PS. Case No.-441 Year-2023 Thana- BEGUSARAI TOWN District- Begusarai

Ankit @ Vicky Kumar S/o Parmanand Singh R/o vill - Baghi, ward no. 25,
P.s. - Begusarai Town (Lohiya Nagar O.P.), Distt - Begusarai

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Nakul Jamuar

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

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

ORAL ORDER

2 28-06-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with Begusarai Town P.S. case No. 441 of 2023 instituted for the offences under Sections 399, 402 of the Indian Penal Code and 25(1-b)a, 26, 35 of the Arms Act.

3. Prosecution case, in short, is that, police, on the basis of secret information, apprehended two accused persons whereas four accused persons including this petitioner fled away. On interrogation, they disclosed that they were planning to commit dacoity. On search, one country-made pistol was recovered from co-accused Banti Kumar @ Kundan.

4. Learned counsel for the petitioner submitted that



the petitioner has falsely been implicated in the present case and he was not apprehended on the spot. The name of the petitioner transpired in this case on the basis of disclosure made by the co-accused persons who were apprehended on the spot. Nothing has been recovered from the conscious possession of the petitioner. Charge-sheet has been submitted in this case. It has been submitted on behalf of the petitioner that the petitioner is in custody since 06.08.2023 and has three criminal antecedents. The co-accused has already been granted bail by this Court vide order dated 14.03.2024 passed in Cr. Misc. No. 18697 of 2024.

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

6. Considering the aforesaid facts and circumstances of the case as also 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 Begusarai Town P.S. case No. 441 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)

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