

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.49108 of 2024

Arising Out of PS. Case No.-184 Year-2022 Thana- BITHAN District- Samastipur

MD. SALMAN SON OF MD. GANI RESIDENT OF VILLAGE - HARIPUR
BAZAR, WARD NO. 05, P.S. - ALAULI, DISTRICT - KHAGARIYA,
BIHAR

THE STATE OF BIHAR

Versus

... .. Petitioner/s

... .. Opposite Party/s

Appearance :
For the Petitioner/s : Mr.Madhav Kumar, Advocate
For the Opposite Party/s : Mr.Rajendra Prasad Nat, APP

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

ORAL ORDER

2 24-07-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with Bithan
P.S. Case No. 184 of 2022 instituted for the offences under
Section 392 of the Indian Penal Code.

3. Prosecution case, in short, is that when the
informant was returning to his home after withdrawing the cash
from the bank, on the way, three unknown miscreants snatched
Rs. 86,000/- and mobile phone from the informant and fled



away.

4. Learned counsel for the petitioner submitted that the petitioner has falsely been implicated in the present case. Petitioner is not named in the F.I.R. The name of the petitioner transpired in this case on the basis of his self confession statement. No incriminating article has been recovered from the conscious possession of the petitioner. Learned counsel further submitted that T.I.P. has not been conducted till date. Learned counsel further submitted that petitioner has got no concern with the looted articles. Learned counsel further submitted that except confessional statement, there is no material against 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 28.07.2023 and has one criminal antecedent.

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 Bithan P.S. Case No.
184 of 2022.

Alok Verma/-
(Rudra Prakash Mishra, J)

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