

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.53979 of 2024

Arising Out of PS. Case No.-30 Year-2018 Thana- MOHAMMADPUR District- Gopalganj

Sunil Mahto @ Sunil Kumar Mahto S/O Rameshwar Mahto R/O Village-
Dumari, P.S- Taraiya, Distt.- Saran At Chapra.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Kundan Sinha, Advocate

For the Opposite Party/s : Mr. Ram Anurag Singh, APP

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

ORAL ORDER

2 07-08-2024 Heard learned counsel for the petitioner and
learned APP for the State.

2. The petitioner seeks bail in Mohammadpur P.S.
Case No. 30 of 2018, G.R. No. 1069 of 2018, instituted for the
offences punishable under Sections 392, 394 and 397 of the
Indian Penal Code.

3. The prosecution case, in short, is that, three
unknown miscreants intercepted the informant, fired a bullet on
the informant, snatched Rs. 30,000/- from him and fled away.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in the
present case. No incriminating material has been recovered from
the conscious possession of the petitioner. Learned counsel for



the petitioner also submits that the petitioner is not named in the FIR and name of the petitioner has transpired in this case during course of investigation. There is no specific allegation attributed towards the petitioner. The allegation levelled against the petitioner is general and omnibus in nature. No T.I. parade has been conducted in this case. Learned counsel for the petitioner further submits that charge has already been framed in this case. The petitioner has been remanded in this case on 08.10.2018 and has got five criminal antecedents in which he is on bail.

5. Learned APP 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 and taking into account 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/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Mohammadpur P.S. Case No. 30 of 2018, G.R. No. 1069 of 2018, 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)

Rajorshi/-

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