

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.61135 of 2024

Arising Out of PS. Case No.-1131 Year-2023 Thana- MUZAFFARPUR SADAR District-
Muzaffarpur

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Rishikesh Kumar @ Golu Kumar @ Golu Son Of Sujit Kumar Singh R/V-
Village- Noonfara @ Nunfara, P.O.- Bariyarpur, P.S.- Piyaar, Distt.-
Muzaffarpur, Bihar

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Prabhat Kumar Singh, Advocate

For the Opposite Party/s : Mr. Jharkhandi Upadhyay, APP

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

ORAL ORDER

2 23-08-2024 Heard learned counsel for the petitioner and learned APP
for the State.

2. The petitioner seeks bail in connection with Sadar
P.S. case No. 1131 of 2023 instituted for the offences under
Section 394 of the Indian Penal Code.

3. Prosecution case, in short, is that two miscreants on
the point of pistol demanded cash and when the informant
refused to give the same, the accused persons assaulted him on
his head, snatched the bag containing cash 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 confessional statement of



the co-accused Suraj Kumar. No incriminating/looted article has been recovered from the conscious possession of the petitioner rather the looted amount has been recovered from the co-accused Suraj Kumar. Learned counsel further submitted that petitioner has got no concern with the looted amount. Charge-sheet has been submitted in this case. It has been submitted on behalf of the petitioner that the petitioner is in custody since 03.01.2024 and has one criminal antecedent. Other co-accused has been granted bail by this Court *vide* order dated 24-04-2024, passed in Cr. Misc. No. 31434 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 Sadar P.S. case No. 1131 of 2023.

(Rudra Prakash Mishra, J)

Raj Kishore/-

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