

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.55735 of 2024

Arising Out of PS. Case No.-907 Year-2023 Thana- TURKAULIYA District- East
Champaran

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Aditya Kumar Son of Subhash Sahani @ Subhash Sahni R/V- VILLAGE-
TIKULIYA, PS.- TURKAULIYA, DISTT.- EAST CHAMPARAN

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Abhishek Kumar, Advocate.
For the Opposite Party/s : Mr.Madan Kumar, APP.

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CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

2 31-08-2024 Heard Mr. Abhishek Kumar, learned counsel

appearing on behalf of the petitioner and Mr. Madan Kumar,

learned APP for the State.

2. The petitioner seeks pre-arrest bail in connection
with Turkauliya P.S. Case No. 907 of 2023 registered for the
offence punishable under Sections 341, 323, 325, 379, 279, 337,
338, 504 and 506/34 of the Indian Penal Code.

3. As per the allegation made in the F.I.R., the
petitioner along with other co-accused had dashed the
motorcycle of the informant and thereafter, they snatched
golden chain from the neck of the informant. Specific allegation
against the petitioner is that he was accompanying co-accused
Mithun Kumar and was brandishing pistol in the air.



4. Learned counsel appearing on behalf of the petitioner submitted that the allegation against the petitioner is not sustainable. The informant had himself dashed on the road after losing balance over the motorcycle and a false case has been lodged against the petitioner due to previous enmity. Petitioner has clean antecedent.

5. Learned APP for the State has vehemently opposed the prayer for grant of pre-arrest bail to the petitioner.

6. Considering the rival submissions made on behalf of the parties and the nature of allegation against the petitioner, the petitioner, above named, is directed to be released on pre-arrest bail, in the event of his arrest or surrender before the Court below within a period of four weeks from today, on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Motihari, East Champaran in connection with Turkauliya P.S. Case No. 907 of 2023, subject to the condition as laid down under Section 438(2) of the Cr.P.C.

7. The District Court is directed to verify the criminal antecedent of the petitioner and if it is found that the petitioner is involved in some other cases as what has been stated in Para-3 of the bail petition, this order will automatically lose its force.



8. The bail application stands disposed of.

(Purnendu Singh, J)

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