

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.56086 of 2024

Arising Out of PS. Case No.-225 Year-2023 Thana- GWALPARA District- Madhepura

Prabhakar Kumar Son of Late Ramesh Yadav R/V- VILLAGE- TULSIBARA
(TULSIBARA), LAXMINIA WARD NO. 12, P.S.- MADHEPURA, BIHAR

... .. Petitioner/s

Versus

The State of Bihar BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Pawan Kumar

For the Opposite Party/s : Mr.Jharkhandi Upadhyay

**CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH
SINGH**

ORAL ORDER

2 31-08-2024 Heard learned counsel for the petitioner and
learned A.P.P for the State.

2. The petitioner has preferred this application for grant of regular bail in connection with Gwalpara (Arar O.P.) P.S. Case No. 225 of 2023 dated 26.11.2023 registered for the offences punishable u/s 392 of the Indian Penal Code.

3. As per the prosecution case, two unknown miscreants riding on two motorcycles intercepted a taxi Maruti Alto and looted away the bag containing Rs. 13,90,000/- at the gunpoint.

4. Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in this case. The petitioner is not named in the FIR. The name



of the petitioner has sprung up in the confessional statement of the co-accused Amit Kumar Rai. Nothing has been recovered from the conscious possession of the petitioner. Similarly situated co-accused has already been granted bail by this court *vide* order dated 15.07.2024 passed in Cr. Misc. No. 44824 of 2024. The petitioner has nine criminal antecedents which were filed before the year of 2021 as stated in para 3 of the bail petition. The petitioner is in custody since 08.02.2024.

5. Learned A.P.P. for the State has vehemently opposed the bail petition of the petitioner.

6. Considering the aforesaid facts and circumstances of the case as well as the period of custody, the petitioner above-named, is directed to be enlarged on bail on furnishing bail-bond of Rs.20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Court concerned, Udakishunganj, Madhepura in connection with Gwalpara (Arar O.P.) P.S. Case No. 225 of 2023, with the following condition/s:-

(i). The petitioner is directed to remain physically present before the learned Court below on each and every date, failing which on two consecutive dates without



reasonable cause, the bail bond of the petitioner is liable to
cancelled.

7. The application stands allowed.

(Chandra Prakash Singh, J)

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