

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.64840 of 2024

Arising Out of PS. Case No.-898 Year-2024 Thana- PHULWARISHARIF District- Patna

Lukesh Kumar @ Raushan Kumar Son of Satish Kumar Sharma @ Satish
Kumar R/o - Sahar Rampur, P.S. - Piplawa, District - Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ghanshyam Tiwary, Advocate

For the Opposite Party/s : Mr. Surendra Kumar, APP

**CORAM: HONOURABLE MR. JUSTICE RAMESH CHAND
MALVIYA**

ORAL ORDER

2 17-09-2024 Heard learned counsel for the petitioner and
learned APP for the State.

2. The petitioner is in custody in connection with
Phulwari Sharif P.S Case No. 898 of 2024 registered for the
offences punishable under Sections 392 of the I.P.C

3. As per prosecution case, accused unknown
persons assaulted the informant and snatched 10,000/- cash
as well as documents.

4. Learned counsel for the petitioner submits that
petitioner has falsely been implicated in this case. It is
further submitted that name of the petitioner surfaced from
the confessional statement of the co-accused. It is next



submitted that investigation of this case is already concluded and charge-sheet is submitted. It is also submitted that no test identification parade was conducted during investigation. Learned counsel for the petitioner submitted that petitioner has got clean antecedent and he is in custody since 08.07.2024.

5. However, learned APP for the State oppose the prayer for regular bail of the petitioner.

6. Considering the aforesaid facts and circumstances of the case and submissions made on behalf of the petitioner, let the above named petitioner be released on bail ***after framing of the charge*** on furnishing bail bonds of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned A.C.J.M-XIV, Patna in connection with Phulwari Sharif P.S Case No. 898 of 2024

7. The trial court is directed to conclude the proceeding of framing of charge according to law within a period of 15 days from the date of receipt of a copy of this order. However, it is made clear that ***if the charge-sheet has not been submitted*** then the petitioner shall be released



on bail on the above conditions and he shall be present physically on each and every date before the trial court till conclusion of the proceeding of framing of charge.

(Ramesh Chand Malviya, J)

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