

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.65807 of 2024

Arising Out of PS. Case No.-310 Year-2023 Thana- PIPRA District- Supaul

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Pintu sharma S/O Sri Ganga Sharma @ Ganga Chaupal R/O Village- Hardi,
Ward no.- 5, P.S and District- Supaul, Bihar

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Amrit Abhijat, Advocate

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

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

ORAL ORDER

3 19-11-2024 Heard learned counsel for the petitioner and learned APP
for the State.

2. The petitioner seeks bail in connection with Pipra
P.S. Case No. 310 of 2023 instituted for the offence under
Section 392 of the Indian Penal Code.

3. Prosecution case in short is that informant-who is
supplier of newspaper-was accosted with three unknown
miscreants who have snatched Rs. 5,000/- and one mobile
phone on the point of pistol.

4. It has been submitted on behalf of the petitioner
that the petitioner is in custody since 02-04-2024. Petitioner
bears four criminal antecedents, as per disclosure made in
paragraph No. 3 of the bail application.



5. It has been further submitted by the petitioner's counsel that petitioner has been falsely implicated in the present case. Petitioner is not named in the FIR. Name of the petitioner has transpired on the basis of confessional statement of co-accused, namely, Raushan Kumar, and the same has no evidentiary value in the eye of law. It is submitted that nothing has been recovered from the possession of the petitioner, rather recovery is made from co-accused, Ganesh Poddar. It is next submitted that petitioner was not put on T.I. Parade. It is lastly submitted that there is no compliance of Section 100 of the Cr.P.C.

6. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

7. Considering the aforesaid facts and circumstances of the case, period of custody of the petitioner and manner of petitioner's implication, this Court is inclined to grant bail to the petitioner.

8. 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 Pipra P.S. Case No. 310 of 2023, 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)

Raj Kishore/-

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