

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.72193 of 2024**

Arising Out of PS. Case No.-70 Year-2022 Thana- MUSRIGHRARI District- Samastipur

Devendra Kumar Sharma @ Nanki Son of Chhotelal Sharma Mohalla-  
Jitwarpur Kumhra Ps- Sarairanjan Dist- Samastipur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Kedar Jha, Advocate

For the Opposite Party/s : Ms. Sharda Kumari, APP

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

**ORAL ORDER**

2      04-10-2024      Heard learned counsel for the petitioner and learned  
APP for the State.

2. The petitioner seeks bail in connection with  
Musrigharari P.S. Case No. 70 of 2022 instituted for the  
offences under Section 392 of the Indian Penal Code.

3. Prosecution case, in short, is that while the  
informant was going on his motorcycle, three unknown persons  
attacked him, snatched his mobile and took out a bag containing  
Rs. 1,34,950/- Tab, Bio-matrix, Stapler and other articles from  
the dickey of the motorcycle 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 self-confession of the  
petitioner. No incriminating/looted article has been recovered



from the conscious possession of the petitioner. Learned counsel further submitted that petitioner has got no concern with the looted articles. The co-accused person has already been granted bail by this Bench vide order dated 26.04.2024 passed in Cr. Misc. No. 11820 of 2024. It has been submitted on behalf of the petitioner that the petitioner is in custody since 30.09.2022 and has seven criminal antecedents.

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, claim based on parity 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 Musrigharari P.S. Case No. 70 of 2022.

**(Rudra Prakash Mishra, J)**

Alok Verma/-

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