

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.76346 of 2024

Arising Out of PS. Case No.-1171 Year-2023 Thana- GAYA MUFASIL District- Gaya

Sunny Kumar, aged about 19 years, Gender-Male, Son of Umesh Tanti,
Resident of Mohalla -Abgila, Police Station- Muffasil, District – Gaya.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner : Mr. Syed Asgher Najmi, Advocate

For the Opposite Party : Mr. Humayou Ahmad Khan, A.P.P.

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

ORAL ORDER

2 25-10-2024 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner seeks bail in connection with
Muffasil P.S. Case No. 1171 of 2023, Sessions Trial No. 515 of
2024 dated 23.11.2023 registered for the offence punishable
under Section 395 of the I.P.C.

3. As per the prosecution case, seven unknown
miscreants armed with pistol are alleged to have entered the
office of the informant and looted Rs. 6,29,109/- and snatched
mobile phones from all the staffs and threatened to kill them.

4. Learned counsel for the petitioner has submitted
that the petitioner is innocent and has falsely been implicated in
this case. The F.I.R. is lodged against unknown. The petitioner



is not named in the F.I.R. His name has surfaced in the present case during the course of investigation on the basis of the confessional statement of the co-accused. The informant is not an eye witness to the alleged offence. It is further submitted that till date no T.I. Parade has been conducted. No incriminating article has been recovered from his possession. The other co-accused persons, Nitish Kumar @ Bhola and Rishi Kumar have already been granted bail by a Bench of this Court vide Cr. Misc. No. 34879 of 2024 under order dated 15.05.2024 and Cr. Misc. No. 63165 of 2024 under order dated 19.09.2024 respectively. The petitioner has three criminal antecedents as stated in paragraph no. 3 of the bail petition. He is in custody in this case since 27.11.2023.

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, 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 Additional Sessions Judge-IV, Gaya, in connection with Muffasil P.S. Case No. 1171 of 2023, Sessions Trial No. 515 of 2024.



7. The application stands allowed.

(Chandra Prakash Singh, J)

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