

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.75289 of 2024

Arising Out of PS. Case No.-45 Year-2024 Thana- ATHMALGOLA District- Patna

Md. Dablu, aged about 36 years, Male, Son of Md. Jamal, Resident of
Noorsarai Bazar Shah Salempur, PS- Noorsarai, District- Nalanda.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner	:	Mr. Bhola Kumar, Advocate
For the Informant	:	M/S. Raj Kumar and Pratik Kumar, Advocates
For the Opposite Party	:	Mrs. Sharda Kumari, A.P.P.

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

ORAL ORDER

3 25-10-2024 Heard learned counsel for the petitioner, learned
counsel for the informant and learned A.P.P. for the State.

2. The petitioner seeks bail in connection with
Athmalgola P.S. Case No. 45 of 2024 dated 08.02.2024
registered for the offences punishable under Sections 285, 379,
511, 120B of the I.P.C. and Sections 15(2), 15(4) of the
Petroleum and Minerals Pipelines (Acquisition of Right of user
in Land) Act, 1962.

3. As per the prosecution case, on secret information,
police apprehended four co-accused persons, namely, Aryan
Raj, Sudarshan Lal, Pramod Kumar and Sudesh Kumar who
gathered to commit crime near the IOCL Pipe line and
recovered mobile, Khanti and Kudal from their possession. The



apprehended co-accused persons disclosed the name of the petitioner and others as their associates.

4. Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in this case. His name has sprung up in the present case on the basis of the disclosure made by the apprehended co-accused persons. He was not arrested on the spot. No incriminating article has been recovered from his possession. He was arrested on 09.02.2024 and police took his signature on a plain paper and the same was converted into the confessional statement of the petitioner. He has no concern with the alleged offence. The other co-accused Manish Kumar has already been granted bail by a Bench of this Court vide Cr. Misc. No. 50772 of 2024 under order dated 06.08.2024, annexed as Annexure-P/3 to the present bail petition. The petitioner has nine criminal antecedents as stated in paragraph no. 3 of the bail petition. He is in custody in this case since 09.02.2024.

5. Learned A.P.P. for the State and learned counsel for the informant have 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 S.D.J.M. Barh, Patna in connection with Athmalgola P.S. Case No. 45 of 2024, with further condition:-

(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 bonds of the petitioner are liable to be cancelled.

7. The application stands allowed.

(Chandra Prakash Singh, J)

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