

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.79941 of 2023**

Arising Out of PS. Case No.-466 Year-2022 Thana- BUDDHACOLONY District- Patna

Vikash Kumar, S/O- Late Mukhtar Singh R/o- Ranipur Ps- Paliganj Dist- Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Kailash Prasad Swarnkar, Adv.

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

**CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN**  
**ORAL ORDER**

4      19-03-2024                      Heard learned counsel for the petitioner and learned  
A.P.P. for the State.

2. The petitioner seeks regular bail in connection with  
Budha Colony P.S. Case No. 466 of 2022, lodged on 20.09.2022  
under Sections 457, 380 of the Indian Penal Code.

3. As per the prosecution case, the FIR has been  
lodged against unknown accused persons against whom there is  
an allegation that they have looted some ornaments from the  
informant's flat.

4. Learned counsel for the petitioner submits that the  
petitioner is innocent and has committed no offence. Counsel  
also submits that the name of the petitioner has been figured in  
this case by virtue of confessional statement of the co-accused.



Counsel further submits that nothing incriminating was recovered from the petitioner's possession nor he was put on TIP.

5. Learned counsel for the petitioner submits that the criminal antecedent of the petitioner is not clean and there are nine criminal cases pending against him in which in all the cases, he is on bail. The petitioner is in custody since 21.10.2022 in the present case. Counsel also submits that charge-sheet has already been submitted in this case.

6. Learned APP for the State opposes the prayer for bail of the petitioner and submits that it is true that nothing has been recovered from the possession of the petitioner, but from the rejection order, it transpires that the stolen articles have been recovered on the confessional statement and disclosure of the petitioner himself.

7. In the present facts and circumstances, this Court is not inclined to grant regular bail to the petitioner.

8. Accordingly, the prayer for regular bail of the petitioner in connection with Budha Colony P.S. Case No. 466 of 2022, pending before the learned Judicial Magistrate 1<sup>st</sup> Class, Patna is **hereby rejected**.

9. Liberty is hereby granted to the petitioner that he



may renew his prayer for bail after nine months from today.

10. In the meantime, the Trial Court is directed to expedite the trial at the earliest.

**(Dr. Anshuman, J.)**

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