

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.83943 of 2024

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

Md. Tahlil Son of Md. Firoz Resident of Village- Choghara, P.S.- Supaul,
Distt.- Supaul

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Naresh Kumar Mehta, Adv.

For the Opposite Party/s : Dr. Indihar Kumari, APP

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

ORAL ORDER

2 10-12-2024 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 offences under
Section 392 of the Indian Penal Code.

3. As per prosecution case, the Informant, who is a
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. Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence as alleged
against him and has falsely been implicated in the present case.
He further submits that nothing incriminating has been



recovered from the conscious possession of the petitioner. The petitioner is not named in the F.I.R. and he has been remanded in this case on the basis of confessional statement of the co-accused Raushan Kumar. He further submits that the looted mobile has been recovered from the house of the co-accused Ganesh Poddar from the room of his son Neeraj Poddar. There is a non-compliance of Section 100 of the Cr.P.C. which creates a serious doubt in the prosecution case. The petitioner has three criminal antecedent and is languishing in judicial custody since 02.04.2024 without any rhymes or reason. Charge-sheet has been submitted in this case against the petitioner and other co-accused persons.

5. Learned counsel for the petitioner again submits that the co-accused namely Pintu Sharma has been granted bail by this Court vide order dated 19.11.2024 passed in Cr. Misc. No. 65807 of 2024.

6. On the other hand, learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner, stating that the offence alleged against the petitioner is serious in nature and, hence, he does not deserve bail.

7. Having heard rival contention of both the parties and considering the entire facts and circumstances of the case as



also taking into account the period of custody of the petitioner,
let the petitioner, abovenamed, 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.

(Rudra Prakash Mishra, J)

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