

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.78804 of 2024

Arising Out of PS. Case No.-65 Year-2023 Thana- BEN P.S. District- Nalanda

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Dillu Kumar Son Of Surendra Yadav Resident Of Village-Nijampur,P.S-
Kurtha, District-Arwal

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Baidhyanath Thakur, Advocate

For the Opposite Party/s : Mr. Brajendra Nath Pandey, APP

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

ORAL ORDER

2 30-10-2024 Heard learned counsel for the petitioner and learned APP
for the State.

2. The petitioner seeks bail in connection with Ben
P.S. Case No. 65 of 2023 instituted for the offence under Section
395 of the Indian Penal Code.

3. As per prosecution case, while the informant as
well as his nephew was going by vehicle, in the meantime, some
miscreants snatched the key of the vehicle on pistol point and
fled way with the vehicle.

4. It has been submitted on behalf of the petitioner
that the petitioner is in custody since 31-08-2024. Petitioner
bears two criminal antecedents, as per disclosure made in
paragraph No. 3 of the bail application.



5. It has been further submitted by the petitioner's counsel that petitioner has been falsely implicated in the present case. Petitioner is not named in the FIR. Name of the petitioner has transpired on the basis of confessional statement of co-accused, namely, Chandan Kumar, who has been granted bail by a Co-ordinate Bench of this Court *vide* order dated 07-12-2023, passed in Cr. Misc. No. 78372 of 2024. Nothing has been recovered from the possession of the petitioner.

6. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

7. Considering the aforesaid facts and circumstances of the case, period of custody of the petitioner and claim based on parity, this Court is inclined to grant bail to the petitioner.

8. 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 Ben P.S. Case No. 65 of 2023.

(Rudra Prakash Mishra, J)

Raj Kishore/-

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