

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.83860 of 2024

Arising Out of PS. Case No.-162 Year-2024 Thana- CHANPATIA District- West Champaran

Niraj Kumar S/O Vijay Kushwaha @ Vijay Kumar Kushwaha R/O Village-
Lagunaha, P.S- Chanpatia, Distt.- West Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ashok Kumar Gupta, Advocate

For the Opposite Party/s : Mr.Parmanand Prasad, APP

CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY
ORAL ORDER

2 29-11-2024 Heard learned counsel for the petitioner and Mr.
Parmanand Prasad, learned APP for the State.

2. The petitioner has prayed for regular bail in a case registered for the offence punishable under sections 309(4) and 317(3) of the B.N.S.

3. The case of the prosecution is that altogether Rs. 3,90,000/- was looted by the unknown miscreants from the informant. It is further alleged that from perusal of the seizure list, it transpires that Rs. 64,000/- was recovered from a hut which was in front of the house of the petitioner.

4. Learned counsel for the petitioner submits that the petitioner is innocent and has committed no offence. He has falsely been implicated in this case. Petitioner is not named in FIR rather his name has surfaced in this case during



investigation. Nothing has been recovered from the conscious possession of the petitioner. Similarly situated other co-accused person has already been granted bail by this Court vide order dated 05.10.2024 in Cr. Misc. No. 72422 of 2024. Moreover, the petitioner is languishing in judicial custody since 10.07.2024.

5. Learned APP appearing for the state has opposed the prayer of regular bail and submitted that petitioner has one criminal antecedent.

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be released on bail in connection with Chanpatia P.S. Case No. 162 of 2024 on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate-1st Class, Bettiah, West Champaran.

(Ashok Kumar Pandey, J)

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