

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.84543 of 2024

Arising Out of PS. Case No.-359 Year-2024 Thana- DHAKA District- East Champaran

Abrar @ Babu @ Chhotu Son of Abbas Resident of village- sarata, PS-
Dhaka, District- East Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Ajay Kumar Thakur, Advocate Mrs. Vaishnavi Singh, Advocate
For the Opposite Party/s	:	Mr. Ram Priya Sharan Singh, APP

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

ORAL ORDER

2 16-12-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with Dhaka
P.S. Case No. 359 of 2024, instituted for the offences punishable
under Sections 126(2), 115(2), 308(6), 317(4), 351(3), 3(5) and
111(2)(a) of the Bharatiya Nyaya Sanhita, 2023.

3. The prosecution case, in short, is that, when the
informant was on his way to the market, some unknown
miscreants accosted him, asked for extortion money and also
assaulted him. On raising alarm by the informant, co-accused
Nasim Alam was caught by the local people and others managed
to flee from the spot.



4. Learned counsel for the petitioner submits that the petitioner is innocent and has falsely been implicated in the present case. Charge-sheet has been submitted in this case. No incriminating material has been recovered from the conscious possession of the petitioner. Learned counsel for the petitioner also submits that the allegation levelled against the petitioner is ornamental and no specific allegation has been levelled against the petitioner. It is further submitted that name of the petitioner has transpired in this case on the basis of confessional statement made by co-accused, namely, Nasim Alam and the same has got no evidentiary value. No T.I. parade has been conducted in this case. The petitioner is in custody since 30.08.2024 and has got no criminal antecedent.

5. Learned APP for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the aforesaid facts and circumstances of the case and taking into account the period of custody undergone by the petitioner, this Court is inclined to grant bail to the petitioner.

7. Let the petitioner be released on bail on furnishing bail bonds of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of Court



below/concerned Court in connection with Dhaka P.S. Case No.
359 of 2024.

Rajorshi/-

(Rudra Prakash Mishra, J)

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