

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.2541 of 2024

Arising Out of PS. Case No.-399 Year-2022 Thana- HAJIPUR SADAR District- Vaishali

Akash Kumar @ Aman @ Durlabh Kashyap @ Rakesh Kumar Aman Son of
Gorakh Nath Singh Resident of Village- Bisunpur Baldhari, P.S.- Sadar
District- Vaishali

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Mritunjay Kumar, Advocate

For the Opposite Party/s : Mr. Ram Priya Sharan Singh, APP

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

ORAL ORDER

2 29-01-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with Hajipur
Sadar P.S. case No. 399 of 2022 instituted for the offences under
Sections 392, 411 and 414 of the Indian Penal Code.

3. Prosecution case, in short, is that four unknown
miscreants arrived at the place of occurrence on a white
coloured Swift Dzire car, whereafter, they had intercepted the
informant and had forcibly taken away his pick-up van.

4. It has been submitted on behalf of the petitioner that
the petitioner is in custody since 05.07.2023 and has two
criminal antecedents but he is on bail in all the cases. The
petitioner has falsely been implicated in the present case only on
the basis of confessional statement of the co-accused, namely
Nitish Kumar. No specific overt act is alleged against the



petitioner. The said vehicle in question was recovered from the open place in front of the house of the co-accused, Pushkar Kumar. Learned counsel further submitted that the petitioner has no concern with the recovered vehicle. Learned counsel further submitted that the co-accused person has already been granted bail by a co-ordinate Bench of this Court vide order dated 09.12.2022 passed in Cr. Misc. No. 50422 of 2022.

5. Learned A.P.P. 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 as also 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/- (Ten thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Hajipur Sadar P.S. case No. 399 of 2022.

(Rudra Prakash Mishra, J)

Alok Verma/-

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