

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.18 of 2024

Arising Out of PS. Case No.-166 Year-2023 Thana- BUXAR District- Buxar

Madhusudhan Kumar Son of Late Ganesh Singh R/o Mohalla - Nai Bazar
Mathiya, ward no. 4, P.S. - Buxar (Town), Distt. - Buxar

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner : Mr. Arun Kumar Gupta, Advocate
For the State : Mr. Prem Kumar Jha, APP

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

ORAL ORDER

2 19-01-2024 Heard learned counsel for the petitioner and learned APP
for the State.

2. The petitioner seeks bail in connection with Buxar
(Town) P.S. Case No. 166 of 2023 instituted for the offence
under Section 392 of the Indian Penal Code.

3. As per the prosecution case, the F.I.R. has been
lodged against three unknown accused persons against whom
the allegation is of robbery.

4. It has been submitted on behalf of the petitioner
that the petitioner is in custody since 19-09-2023. Petitioner
bears three 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. Name of the petitioner has been surfaced in this case due to confessional statement of co-accused, namely, Bharat Pandey, who has been granted bail by this Court vide order dated 10-01-2024, passed in Cr. Misc. No. 84711 of 2023. It is also submitted that no incriminating article has been recovered from the possession of the petitioner and there is no T.I. Parade conducted in this case.

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, **but only after framing of charges, if not framed**, 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 Buxar (Town) P.S. Case No. 166 of 2023.

(Rudra Prakash Mishra, J)

Raj kishore/-

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