

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.797 of 2025

Arising Out of PS. Case No.-71 Year-2023 Thana- HULASGANJ District- Jehanabad

Shivam Kumar @ Bipin Kumar S/o Pappu Prasad R/o Village- Pachalova
(Panchlowa), PS- Islampur, Distt- Nalanda

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

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

For the Opposite Party/s : Mr. Satyendra Narayan Singh, APP

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

ORAL ORDER

3 07-04-2025 Heard learned counsel for the petitioner and learned APP
for the State. Perused the case diary.

2. The petitioner seeks bail in connection with
Hulasganj P.S. Case No. 71 of 2023 instituted for the offence
under Sections 392 & 34 of the Indian Penal Code.

3. Prosecution case in short is that while the
informant was on his way, he was accosted with six miscreants
who have snatched his mobile and backpack containing Rs.
40,000/- etc. and fled away. It is claimed by the informant that
he has identified one motorcycle bearing registration No. BR-
02AP-5078.



4. It has been submitted on behalf of the petitioner that the petitioner is in custody since 30-11-2024. Petitioner bears no criminal antecedent, 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 during course of investigation. It is submitted that during investigation, it is allegedly revealed that the motorcycle, which is claimed to be identified by the informant, is sold to the petitioner. In this connection, learned counsel for the petitioner submits that petitioner has never purchased the motorcycle in question and he has been falsely implicated. 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 there being no recovery from the petitioner's possession, 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 Hulasganj
P.S. Case No. 71 of 2023.

(Rudra Prakash Mishra, J)

Raj Kishore/-

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