

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.4628 of 2025

Arising Out of PS. Case No.-40 Year-2024 Thana- SIWAN MUFFASIL District- Siwan

Mohammad Saddim @ Sibbu @ Saddim S/O Md. Samim Ali @ Samim Ahmad @ Samim Ali Resident of vilalge- Baghra Tola Lakshmipur, P.S- Muffasil, Siwan, Dist- Siwan

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Ms. Kumari Anupam, Advocate

For the Opposite Party/s : Mr. Rajiv Nayan, APP

CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH MISHRA

ORAL ORDER

2 05-02-2025 Heard learned counsel for the petitioner and learned APP for the State.

2. The petitioner seeks bail in connection with Siwan Muffasil P.S. Case No. 40 of 2024 instituted for the offence under Section 392 of the Indian Penal Code.

3. Prosecution case in short is that while informant was on her way, she was accosted by three unknown miscreants who on the point of pistol snatched her purse containing Rs. 15,000/- cash, SBI ATM, Aadhaar Card etc. and fled away.

4. It has been submitted on behalf of the petitioner that the petitioner is remanded in this case from Hussainganj PS Case No. 55 of 2024 on 30-03-2025. Petitioner bears six 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. Petitioner is not named in the FIR. Name of the petitioner has transpired on the basis of self-confessional statement and the same has no evidentiary value in the eye of law. Petitioner was not put on T.I. Parade. Nothing incriminating has been recovered from the possession of the petitioner, rather recovery of purse is made from another co-accused. It is lastly submitted charge sheet has been submitted 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, manner of petitioner's implication and charge sheet being submitted, this Court is inclined to grant bail to the petitioner.

8. Let the petitioner be released on bail, *after framng of charge, if not already 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 Siwan Muffasil P.S. Case No. 40 of 2024, subject to the following



conditions:

(I) One of the bailors shall be own/close member of the family of the petitioner.

(II) The petitioner shall appear on each and every date fixed at the trial. In case of default in such appearance on two consecutive dates, the Trial Court will have liberty to cancel the bail bonds of the petitioner.

(Rudra Prakash Mishra, J)

Raj Kishore/-

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