

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.5748 of 2025

Arising Out of PS. Case No.-369 Year-2023 Thana- UJIYARPUR District- Samastipur

Arjun Das @ Kariya @ Kallu S/o Sita Ram Das Resident of ward no. 13,
Village - Bakhri Buzurg, Rupauli Buzurg, Police Station- Musarigharari,
District- Samastipur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

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

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

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

ORAL ORDER

2 13-02-2025 Heard learned counsel for the petitioner and
learned APP for the State.

2. The petitioner seeks bail in connection with
Ujiyarpur P.S. Case No. 369 of 2023, instituted for the offences
punishable under Section 392 of the Indian Penal Code.

3. The prosecution case, in short, is that, two
unknown miscreants intercepted the informant, snatched Rs.
2,60,932/-, Samsung Tab, Biometric machine and Tab charger
from him and fled away.

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 petitioner is not named in the FIR. Name of the petitioner has transpired in this case on the basis of confessional statement made by co-accused, namely, Chandan Kumar and the same has got no evidentiary value. No T.I. parade has been conducted in this case. It is further submitted that no looted articles have been recovered from the possession of the petitioner. The petitioner is in custody since 28.11.2023 and has got fourteen criminal antecedents in which he is on bail in seven cases.

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 ***after framing of charge, if not already framed*** 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 Ujiyarpur P.S. Case No. 369 of 2023, 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)

Rajorshi/-

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