

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.8598 of 2025

Arising Out of PS. Case No.-531 Year-2023 Thana- BARBIGHA District- Sheikhpura

Rahul Kumar Son of Gorelal Rai @ Dharmendra Kumar Village -Naya tola
Simri Bariyarpur PS- Bakhtiyarpur, Dist- Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Shekhar Kumar Singh, Advocate
For the Opposite Party/s : Mr. Gauri Shankar Gupta, APP

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

ORAL ORDER

2 07-02-2025 Heard learned counsel for the petitioner and learned APP
for the State.

2. The petitioner seeks bail in connection with
Barbigha P.S. Case No. 531 of 2023 instituted for the offence
under Section 395 of the Indian Penal Code (IPC). Later on
Section 412 of the IPC was also added.

3. As per prosecution case, the informant is the Area
Manager of Ashirvad Micro Finance Ltd. And he is posted at
Akhorigola. It is alleged that some unknown persons attacked
his Branch and looted away gold, Cash of Rs. 2,11,245/- and
other articles.



4. It has been submitted on behalf of the petitioner that the petitioner is in custody since 22-10-2024. 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 on the basis of confessional statement of co-accused, and the same has no evidentiary value in the eye law. No incriminating article has been recovered from the conscious possession of the petitioner. Charge sheet has been submitted in this case. Other co-accused has been granted bail by this Court vide order dated 08-04-2024, passed in Cr. Misc. No. 25592 of 2024.

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, claim based on parity and clean antecedent of the petitioner, 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 Barbigha
P.S. Case No. 531 of 2023.

(Rudra Prakash Mishra, J)

Raj Kishore/-

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