

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.8754 of 2025

Arising Out of PS. Case No.-177 Year-2024 Thana- HAYAGHAT District- Darbhanga

Rana Kumar @ Rana Pratap Das Son of Guddu Das @ Ram Jaipas Das @
Ram Japit Das Resident of Village - Rasalpur Kothi, P.S. - Hayaghat, District
- Darbhanga

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Hemant Kumar Jha, Advocate

For the Opposite Party/s : Mr. Uma Shankar Prasad Singh, APP

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

ORAL ORDER

3 04-04-2025 Heard learned counsel for the petitioner and
learned APP for the State.

2. The petitioner seeks bail in connection with Hayaghat P.S. Case No. 177 of 2024, instituted for the offences punishable under Sections 309(4), 317(2) and 317(5) of the Bharatiya Nyaya Sanhita, 2023.

3. The prosecution case, in short, is that, co-accused Saurabh Kumar Singh along with two unknown miscreants looted Rs. 6000/- and mobile phone of the informant on the point of knife.

4. Learned counsel for the petitioner submits that the petitioner is innocent and has falsely been implicated in the present 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, Saurabh Kumar Singh and the same has got no evidentiary value. There is delay of 13 days in lodging the FIR. It is next submitted that no recovery of looted articles have been made from the possession of the petitioner. The petitioner has not been identified in T.I. parade. The petitioner is in custody since 28.10.2024 and has got no criminal antecedent. Learned counsel for the petitioner further submits that similarly situated co-accused has been granted regular bail by this Court vide order dated 04.03.2025 passed in Cr. Misc. No. 10162 of 2025.

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, taking into account the period of custody undergone by the petitioner and claim based on parity, this Court is inclined to grant bail to the petitioner.

7. Let the petitioner be released on bail 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 Hayaghat P.S. Case
No. 177 of 2024.

(Rudra Prakash Mishra, J)

Rajorshi/-

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