

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.9779 of 2025

Arising Out of PS. Case No.-55 Year-2022 Thana- ROSERA District- Samastipur

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Raju Kumar Son of Late Suresh Mahto Resident of Village - Ilmasnagar, P.S.
- Khanpur, District - Samastipur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Bijay Bhushan Prasad, Adv.

For the Opposite Party/s : Mr.Kumar Veerendra Narayan, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR JHA
ORAL ORDER

2 14-02-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. In the present case, the petitioner seeks bail in connection with Rosera P.S. Case o. 55 of 2022 dated 24.2.2022 registered for the offence punishable under Section 392 of the Indian Penal Code.

3. As per prosecution case, informant who runs an Aadhar Card Centre was robbed of his motorcycle, laptop, Mobile phone and cash amount of Rs.14,000/- by three unknown miscreants at gun point. The name of petitioner surfaced during investigation as one of the miscreants.

4. Learned counsel for the petitioner submits that the petitioner is innocent and has falsely been implicated in this case. Nothing incriminating has been recovered from

person/possession of the petitioner. The name of the petitioner transpired in this case on the basis of confessional statement of co-accused Ram Kumar. Learned counsel further submits that co-accused persons have been granted bail by this Court and a Co-ordinate Bench of this Court vide orders dated 10.11.2023 and 09.05.2023 passed in Cr. Misc. No. 58177 of 2023 and 15621 of 2023, respectively. The petitioner is remanded in this case on 11.08.2022. The petitioner has got criminal antecedents of two cases and in both the cases he is on bail. Charge sheet has been submitted.

5. Learned APP opposes the prayer for bail submitting that the petitioner and other co-accused are found in contact with each other through mobile phones and its location was near the place of occurrence.

6. Having regard to the facts and circumstances and submissions made on behalf of the parties and considering the fact that no recovery has been shown from the possession of the petitioner or at his instance and further considering the period of custody and submission of charge sheet, the petitioner above named is directed to 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 learned ACJM 1st,

Samastipur, in connection with Rosera P.S. Case No. 55 of 2022, subject to the conditions mentioned in Section 437(3) of the Code of Criminal Procedure and also the following conditions:-

- (i) One of the bailors will be a close relative of the petitioner.
- (ii) The petitioner will remain present on each and every date fixed by court below.
- (iii) In case of absence on three consecutive dates or in violation of the terms of the bail, the bail bonds of the petitioner will be liable to be cancelled by the court concerned.

(Arun Kumar Jha, J)

Anuradha/-

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