

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.17582 of 2025**

Arising Out of PS. Case No.-124 Year-2024 Thana- UPHARA District- Aurangabad

Pankaj Kumar S/O Anuj Yadav R/O Village- Sareya, P.S- Goh, Distt.-
Aurangabad (Bihar).

... .. Petitioner/s
Versus
The State of Bihar

... .. Opposite Party/s

Appearance :
For the Petitioner/s : Mr. Harendra Kumar Singh, Advocate
For the Opposite Party/s : Mr. Arun Kumar Pandey, APP

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

ORAL ORDER

2 24-03-2025 Heard learned counsel for the petitioner and
learned APP for the State.

2. The petitioner seeks bail in connection with Uphara
P.S. Case No. 124 of 2024, instituted for the offences punishable
under Sections 309(4) and 3(5) of the Bharatiya Nyaya Sanhita,
2023.

3. The prosecution case, in short, is that, three
unknown miscreants on the point of pistol snatched motorcycle
of the informant and fled away from the place of occurrence.

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 on the basis of confessional statement made by co-accused, namely, Uttam Singh and the same has got no evidentiary value. It is further submitted that no recovery of the looted motorcycle has been made from the possession of the petitioner. The petitioner is in custody since 24.11.2024 and has got one criminal antecedent in which he is on bail.

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 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 Uphara P.S. Case No. 124 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)

Rajorshi/-

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