

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.19629 of 2025

Arising Out of PS. Case No.-544 Year-2024 Thana- MADHEPURA District- Madhepura

Rishi Raj Kumar @ Rishi Raj S/o- Ramsewak Yadav @ Seth Yadav R/O-
Sarhugarh,Dulharam Tola, Ward no 8, P.S - Madhepura,District - Madhepura

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Thakur Brajesh Singh, Advocate

For the Opposite Party/s : Mr. Ram Bilash Roy Raman, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 28-04-2025 Heard Mr. Thakur Brajesh Singh learned counsel for
the petitioner and Mr. Ram Bilash Roy Raman, learned
Additional Public Prosecutor for the State.

2. The petitioner is apprehending his arrest in
connection with Madhepura P.S. Case No. 544 of 2024, F.I.R.
dated 21.05.2024 for the offences punishable under Section 394
of the Indian Penal Code.

3. According to prosecution case, the informant
along with his friend when returning home, in the meantime,
four unknown persons came and snatched the informant's
mobile phone and other belongings and it is further alleged that
they have assaulted the informant and his friend.

4. Learned counsel for the petitioner submits that
petitioner has clean antecedent and he has falsely been



implicated in the present case. He further submits that the allegation as alleged in the F.I.R. is false and fabricated and the petitioner has not committed any offences as alleged in the F.I.R. He further submits that the name of the petitioner has been transpired merely on the basis of the confessional statement made by the co-accused person, namely, Deepak Kumar and except the aforesaid, no cogent material has come during investigation, which suggests the involvement of the petitioner in the present occurrence.

5. The learned Additional Public Prosecutor has vehemently opposed the prayer for bail of the petitioner.

6. Considering the aforesaid facts, the petitioner has clean antecedent and he has been made accused on the basis of the confessional statement by one co-accused person, let the petitioner, above named, in the event of arrest or surrender before the court below within a period of thirty days from the date of receipt of the order, be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Madhepura in connection with Madhepura P.S. Case No. 544 of 2024, subject to the conditions as laid down under Section 438(2) of the Code of Criminal



Procedure/482(2) of the B.N.S.S., 2023 and with other following conditions:-

i. Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the court and shall remain physically present as directed by the court and on his absence on two consecutive dates without sufficient reason, his bail bond shall be cancelled by the Court below.

ii. If the petitioner tampers with the evidence or the witnesses, in that case, the prosecution will be at liberty to move for cancellation of bail.

iii. And further condition that the court below shall verify the criminal antecedent of the petitioner and in case at any stage it is found that the petitioner has concealed his criminal antecedent, the court below shall take step for cancellation of bail bond of the petitioner. However, the acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

(Rajesh Kumar Verma, J)

Jyoti Kumari/-

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