

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.20047 of 2025

Arising Out of PS. Case No.-388 Year-2024 Thana- GAYA MUFASIL District- Gaya

Aanand Adivasi S/O Antar Singh Pardi @ Pawan Adivasi R/O Vill.-
Bilakhedi, P.S.- Dharhauda, Guna(MP) and at present Dhanbad back of
Railway station, Dhanbad, P.S.- Dhanbad City, Dist.- Dhanbad, Jharkhand

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Arvind Kumar Singh, Advocate

For the Opposite Party/s : Mr. Abhay Kumar, APP

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

ORAL ORDER

3 09-07-2025 Heard learned counsel for the petitioner, learned
APP for the State and perused the case diary.

2. The petitioner seeks bail in connection with
Muffasil P.S. Case No. 388 of 2024, instituted for the offences
punishable under Section 395 of the Indian Penal Code.

3. The prosecution case, in short, is that, some
unknown persons have committed dacoity in the house of the
informant and looted valuable articles from her house.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in the
present case. Charge-sheet has been submitted in this 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, Deepak Adivasi and the same has got no evidentiary value. It is further submitted that no any looted articles have been recovered either from the possession or from the house of the petitioner. The petitioner is in custody since 04.06.2024 and has got eight criminal antecedents in which he is on bail in two cases. Learned counsel for the petitioner further submits that similarly situated co-accused has been granted regular bail by this Court vide order dated 05.03.2025 passed in Cr. Misc. No. 15417 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 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 ***after framing of charge, if not already framed*** 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 Muffasil P.S. Case No. 388 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.

(III) If the petitioner is found involved in similar nature of offence in future, the Trial Court will have the liberty to cancel the bail bonds of the petitioner.

(Rudra Prakash Mishra, J)

Rajorshi/-

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