

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.22504 of 2025

Arising Out of PS. Case No.-309 Year-2024 Thana- BAHERA District- Darbhanga

Ajay Sahni @ Bhola, Male, aged about 32 years, Son of Late Rajendra Sahni,
Resident of Village -Ajam Nagar, P.S.- University, District- Darbhanga.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Mirtyunjay Kumar Mishra, Advocate
For the Opposite Party/s : Mr. Prem Kumar Jha, APP

CORAM: HONOURABLE MR. JUSTICE RAMESH CHAND MALVIYA
ORAL ORDER

2 13-05-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with Bahera
P.S. Case No. 309 of 2024 instituted for the offences punishable
under Sections 331(4) and 305(a) of the B.N.S.S.

3. As per the prosecution case, some unknown thief
committed theft in the house of cousin of the informant namely
Laxmi Kant Chaudhary.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence and has
falsely been implicated in this case merely on the basis of dirty
village politics. He submits that the petitioner is not named in
the FIR and the informant is not an eye witness of the
occurrence. He next submits that petitioner is neither arrested at



the spot nor any incriminating articles has been recovered from the conscious possession of the petitioner. He lastly submits that the petitioner has been remanded in this case from Bahera P.S. Case No. 256 of 2024 on the basis of self confessional statement of the petitioner. Petitioner is in custody since 10.08.2024.

5. Learned APP opposes the prayer for bail.

6. From perusal of the FIR and impugned order of the learned Sessions Judge, Darbhanga, Camp Court, Benipur dated 08.01.2024, it appears that petitioner is not named in the FIR. From perusal of the records, it appears that on the basis of written statement of the informant Vishwa Nath Chaudhary, FIR has been lodged under Sections 331(4) and 305(a) of the B.N.S.S against unknown persons. Petitioner has been made accused only on the basis of his self confessional statement. Petitioner is arrested in Bahera P.S. Case No. 256 of 2024 and remanded in this case. Investigation has already been completed and chargesheet has been submitted in this case and no Test Identification Parade has been conducted till date, so considering all aspects of the matter, I am inclined to grant bail to the petitioner.

7. Accordingly the prayer for bail of the petitioner is allowed. Let the petitioner above named 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 the learned A.C.J.M., Benipur, Darbhanga in connection with Bahera P.S. Case No. 309 of 2024.

(Ramesh Chand Malviya, J)

Anand Kr.

U		T	
---	--	---	--

