

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.20982 of 2025

Arising Out of PS. Case No.-294 Year-2024 Thana- GARKHA District- Saran

=====

Pritam Kumar S/O Upendra Ray @ Vyas @ Late Upendra Ray R/O Vill.-
Gahari Pakri @ Jahari Pakri, P.s.- Amnaur, Dist.- Saran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s : Ms. Madhumala Kumari, Advocate

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

=====

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

ORAL ORDER

2 22-04-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with Garkha
P.S. Case No. 294 of 2024 instituted for the offences under
Sections 399/402 of the Indian Penal Code and 25(1-b)a, 26, 35
of the Arms Act.

3. Prosecution case, in short, is that, police, on the
basis of secret information that some miscreants were planning
to commit dacoity, raided the place of occurrence and
apprehended accused persons. The apprehended persons
disclosed the names of other accused persons including the
petitioner who fled away from the spot.

4. Learned counsel for the petitioner submitted that the
petitioner has falsely been implicated in the present case.



Petitioner was not apprehended on the spot. The name of the petitioner transpired in this case on the basis of disclosure made by the apprehended co-accused persons. No incriminating article has been recovered from the conscious possession of the petitioner. Learned counsel further submitted that petitioner has got no concern with the recovery. It has been submitted on behalf of the petitioner that the petitioner is in custody since 07.06.2024 and has nineteen criminal antecedents.

5. Learned A.P.P. 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 as also 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/- (Ten thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Garkha P.S. Case No. 294 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)

Alok Verma/-

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

