

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.23452 of 2025

Arising Out of PS. Case No.-53 Year-2023 Thana- BITHAN District- Samastipur

Ashish Kumar @ Atis Kumar S/o Ram Kashi Yadav R/o Vill - Morakhi, P.S. -
Bithan, Samastipur, Bihar-848101

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Piyush Kumar Pandey
For the Opposite Party/s : Mr. Kumar Ranjit Ranjan

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

- 2 30-04-2025 1. Heard learned counsel for the petitioner and
learned A.P.P. for the State.
2. The petitioner apprehends his arrest in a case
registered for the offences punishable under Section 394 of the
Indian Penal Code.
3. Learned counsel for the petitioner submits that
petitioner is a person with clean antecedent and the informant
alleges that the informant along with his wife were coming back
home when they were intercepted by four masked accused
persons and they snatched *Chakti* and earring of his wife worth
Rs. 1,85,000/- along with the mobile of the informant and cash
etc.
4. Learned counsel for the petitioner submits that
petitioner was not apprehended from the spot, it is next



submitted that FIR is against unknown and the name of the petitioner transpired in the confessional statement of Md. Sabir in police custody which does not have any evidentiary value. It is also submitted that Md. Sabir has been granted the privilege of regular bail by the learned Trial Court itself, as such, no useful purpose would be served by sending the petitioner to jail when the accused in whose confession the name of the petitioner transpired, has been enlarged on regular bail. It is also submitted that petitioner will not abscond rather will cooperate in the investigation to prove his innocence.

5. Learned A.P.P. for the State opposes the prayer for anticipatory bail of the petitioner.

6. Considering the submissions made by the learned counsel for the petitioner, the petitioner above-named, in the event of his arrest or surrender before the learned trial court within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs. 25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned trial court where the case is pending/successor court in connection with Bithan P.S. Case No. 53 of 2023 subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.



7. One of the bailors of the petitioner shall be his father namely Ram Kashi Yadav.

8. Let a copy of this order be sent to the concerned police station through the learned Trial Court.

(Satyavrat Verma, J)

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