

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.25013 of 2025

Arising Out of PS. Case No.-11 Year-2024 Thana- SAUR BAZAR District- Saharsa

Udish Yadav S/O- Raghu Yadav R/O- Turki Nadhiya, P.S.- Bakhtiyarpur,
District- Saharsa

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Randhir Kumar No 1, Advocate

For the Opposite Party/s : Mr. Rajendra Prasad Nat, 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 Saur Bazar P.S. Case No. 11 of 2024, instituted for the offences punishable under Sections 392/34 of the Indian Penal Code and Section 27 of the Arms Act.

3. The prosecution case, in short, is that, while the informant was on the way, the accused persons, variously armed, pushed his motorcycle and took Rs. 11,000/-, PAN card and other documents. On protest, the accused persons fired and trying to flee away but one of them was apprehended. The petitioner was not apprehended on spot.

4. Learned counsel for the petitioner submits that the petitioner is innocent and has falsely been implicated in the



present 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, Raj Kumar and the same has got no evidentiary value. Neither any recovery has been made from the petitioner nor any T.I. parade has been conducted in this case. The petitioner is in custody since 25.11.2024 and has got four criminal antecedents in which he is on bail. Learned counsel for the petitioner further submits that similarly situated co-accused has been granted regular bail by this Court vide order dated 25.09.2024 passed in Cr. Misc. No. 46791 of 2024.

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 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 Saur Bazar P.S.
Case No. 11 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.

Rajorshi/-

(Rudra Prakash Mishra, J)

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