

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.34515 of 2025

Arising Out of PS. Case No.-415 Year-2020 Thana- MAJHAULIA District- West Champaran

Bajrangi Ram @ Bishal King, S/O Binod Ram, Resident of Vill- Chhawani,
P.S.- Manuapul, Dist- West Champaran. Petitioner/s

Versus

The State of Bihar. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sanjeev Kumar, Advocate

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

CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

5 10-10-2025 Heard learned counsel appearing on behalf of
the petitioner and learned APP appearing on behalf of
the State.

2. The petitioner seeks bail in connection with
Majhauriya P.S. Case No. 415/2020, registered for the
offence under Section 393 of the Indian Penal Code &
Section 27 of Arms Act.

3. The accused/petitioner is not named in the
F.I.R. and is in custody since 27.01.2025.

4. The allegation against the petitioner is to
make an attempt of robbery for looting of Rs.
5,19,000/- from the informant, which was available
with the informant out of immediate cash withdrawal
from a bank.

5. Learned counsel appearing on behalf of the
petitioner submitted that the name of the petitioner



transpired during investigation out of confessional statement of co-accused, Mithun Ram @ Mithun Kumar, in furtherance of which no incriminating material recovered/surfaced during investigation as to connect petitioner *prima facie*, with present occurrence of robbery. It is submitted that petitioner was not put on TIP as yet. In this context, it is also submitted that said co-accused Mithun Ram @ Mithun Kumar has already granted bail by one of the learned co-ordinate Bench of this Court through Cr. Misc. No. 16117 of 2023 dated 12.05.2023.

6. Arguing further, it is submitted that petitioner found involved in nine more criminal cases, where he is on bail in all cases and in maximum cases, his name transpired on the basis of confessional statement as of the present case, having otherwise no evidentiary value under law. It is submitted that one of the reason behind implication of the petitioner with present case is suspicion arising out of his criminal antecedents. In this context, it is submitted that if the merit of this case otherwise favourable, merely on the basis of criminal antecedents of accused ordinarily prayer of bail should not be declined and in support of his submission, learned counsel relied upon the legal



report of Hon'ble Supreme Court available through ***Prabhakar Tewari Vs. State of Uttar Pradesh and Another*** reported in ***(2020) 11 SCC 648***. While concluding the argument, it is submitted that investigation of this case is already completed, for which charge-sheet has been submitted, as such, there is no chance of tampering with the evidence.

7. Learned APP opposed the prayer of bail.

8. Considering the aforesaid factual submissions and by taking note of fact as save and except suspicion arising out of confessional statement of co-accused, nothing incriminating transpired against this petitioner, as to connect him with present occurrence of robbery, coupled with the fact that investigation of this case is already completed, where petitioner remains in custody since 27.01.2025, accordingly, petitioner above named, is directed to be released on bail in connection with Majhauliya P.S. Case No. 415/2020 on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge-IV, Bettiah, West Champaran/concerned Court, subject to the conditions as mentioned under Section 437(3) of the



Cr.P.C./Section 480(3) of BNSS.

(Chandra Shekhar Jha, J)

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