

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.44719 of 2025

Arising Out of PS. Case No.-363 Year-2024 Thana- SHRIKRISHNAPURI District- Patna

Amit Kumar S/o Devendra Poddar R/o Kharjamma, Ward No. 5, (Manhar),
Dist.- Vaishali, Bihar- 844506

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Madan Mohan, Advocate
For the Opposite Party/s : Mr. Choubey Jawahar, APP

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

ORAL ORDER

2 17-07-2025 Heard Mr. Madan Mohan, learned counsel for the
petitioner and Mr. Choubey Jawahar, learned APP for the State.

2. The petitioner seeks bail in connection with Sri
Krishnapuri P.S. Case No. 363 of 2024 instituted for the
offences under Section 304 of the Bharatiya Nyaya Sanhita,
2023.

3. Prosecution case, in short, is that, when the
informant was walking on the road, two unknown persons came
in a motorcycle and snatched a gold chain from the informant's
neck.

4. Learned counsel for the petitioner submitted that the
petitioner has falsely been implicated in the present case.
Petitioner is not named in the F.I.R. The name of the petitioner



transpired in this case on the basis of confessional statement of co-accused Sujit Kumar. No specific overt act is alleged against the petitioner. No incriminating article has been recovered from the conscious possession of the petitioner. The alleged bike does not belong to the petitioner. It has been submitted on behalf of the petitioner that the petitioner is in custody since 17.01.2025 and has eleven 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 Sri Krishnapuri P.S. Case No. 363 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.

(III) If the petitioner tampers with the evidence or the witnesses, in that case, the prosecution will be at liberty to move for cancellation of bail.

(Rudra Prakash Mishra, J)

Alok Verma/-

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