

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.43973 of 2025

Arising Out of PS. Case No.-36 Year-2025 Thana- PAKARIBARAW District- Nawada

Santosh Kumar Mohite @ Santosh Mohite S/o Raja Ram Mohite R/Vill-
K.P.Road, Tower Chowk, P.S.- Kotwali, Distt-Gaya

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rahul Kumar, Adv

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

**CORAM: HONOURABLE MR. JUSTICE RAMESH CHAND
MALVIYA**

ORAL ORDER

3 03-09-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner is in custody in connection with
Pakribarawan Police Station P.S Case No. 36 of 2025 registered
for the offences punishable under Sections 305 and 331(4) of
the BNS

3. As per allegation in the FIR, petitioner along with
other co-accused persons had committed dacoity in the
informant's shop and stolen gold and silver jewelries of worth
Rs. 12,50,000/-.

4. Learned counsel for the petitioner submits that
petitioner has falsely been implicated in this case. He next
submits that petitioner has been made accused in the present



matter mainly on the basis of the confessional statement of the co-accused namely Md. Raza @ Razzak @ Md. Raja @ Rajak and except this there is no any other material or evidence to connect him to the alleged theft and the police fails to recover any incriminating material including any part of the stolen ornaments from the possession of this petitioner or on the basis of any disclosure made by him. It is further submitted that the petitioner has been languishing in jail since 29.04.2025. He further submits that other co-accused has been granted bail vide Cr. Misc. No. 47330 of 2025 and 50689 of 2025.

5. However, learned APP for the State oppose the prayer for regular bail of the petitioner.

6. On perusal of the FIR, case diary and impugned order dated 10.06.2025, it appears that petitioner's name has been figured from the confessional statement of the co-accused namely Md. Raza @ Razzak @ Md. Raja @ Rajak who has already been granted bail by the Co-ordinate Bench of this Court vide order dated 11.08.2025 in Cr. Misc. No. 50689 and other accused person has already been granted bail vide Cr. Misc. No. 47330 of 2025, so considering the aforesaid facts and materials available on record, let the above named petitioner be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten



thousand) with two sureties of the like amount each to the
satisfaction of learned ACJM-II, Nawada in connection with
Pakribarawan Police Station P.S Case No. 36 of 2025

(Ramesh Chand Malviya, J)

sunnykr/-

U			
---	--	--	--

