

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.48334 of 2025

Arising Out of PS. Case No.-135 Year-2025 Thana- NAANPUR District- Sitamarhi

1. Sanjeet Kumar @ Sanjeet Sahni S/o Kishori Sahni R/o Village- Koili, P.S.- Nanpur, District- Sitamarhi
2. Rakesh Kumar @ Rakesh Das S/o Rohit Das R/o Village- Koili, P.S.- Nanpur, District- Sitamarhi

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ashok Kumar Jha

For the Opposite Party/s : Mr. Chandra Bhushan Prasad, APP

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

3 17-09-2025 1. Heard learned counsel for the petitioners and learned A.P.P. for the State.

 2. The petitioners apprehend their arrest in a case registered for the offences punishable under Section 310(2) of the Bharatiya Nyaya Sanhita.

 3. Learned counsel for the petitioners submits that the petitioners are persons with clean antecedent and the informant alleges that on 11-3-2025 at about 10 PM, he along with his son were going to his house by motorcycle, when eight unknown accused intercepted on gun point and knife and looted the mobile and Rs. 7,000/- from his son and also snatched the Aadhaar card and voter Id. card of the informant and also



assaulted the son of the informant by gun.

4. Learned counsel for the petitioners submits that FIR was against unknown and the name of the petitioners transpired in the confessional statement of apprehended accused. It is further submitted that confessional statement of apprehended accused in police custody does not have any evidentiary value until and unless an accused, whose name transpired in the confessional statement, also gets connected to the crime with other evidence. It is submitted that petitioners are persons with clean antecedent and are young boys aged about 21 and 18 years. It is further submitted that date of occurrence is 11-3-2025 and the FIR came to be instituted on 13-3-2025 and the same was sent to the learned District Court on 15-3-2025, which casts an aspersion on the case of the prosecution.

5. The learned APP, Shri Chandra Bhushan Prasad, vehemently oppose the anticipatory bail application and submits that it is a case of road robbery and the name of the petitioners transpired in the confessional statement of apprehended accused and investigation of the case is in the nascent stages and if privilege of anticipatory bail is granted to the petitioners, in that event the petitioners may abscond, on which the learned counsel appearing on behalf of the petitioners submits that petitioners



will not abscond rather will cooperate in the investigation to prove their innocence.

6. Considering the submissions made by the learned counsel for the petitioners, the petitioners above-named, in the event of their 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) each 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 Nanpur P.S. Case No. 135 of 2025, subject to the conditions as laid down under Section 482 (2) of the BNSS.

7. One of the bailors of the petitioners shall be their respective fathers, Kishori Sahni and Rohit Das.

8. However, it is made clear that in the event, if the Investigating Officer of the case files an application before the learned trial court bringing to its notice that the petitioners, despite giving assurance to this Court, are not cooperating in the investigation, in that event, the learned trial court shall be at liberty to cancel the bail bonds of the petitioner.

9. 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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