

IN THE HIGH COURT OF JUDICATURE AT PATNA

CRIMINAL MISCELLANEOUS No.53333 of 2025

Arising Out of PS. Case No.-459 Year-2024 Thana- HARSIDHI District- East Champaran

Sabba Karim @ Nanki S/o Asraf Alam Vill.- Jharawa, Ward No.- 4, P.S.-
Harsidhi, District- East Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Bal Govind Sharma, Advocate

For the Opposite Party/s : Mr. Md. Iftekhar Mahmood, APP

CORAM: HONOURABLE JUSTICE SMT. SONI SHRIVASTAVA

ORAL ORDER

4 28-11-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in a case registered for
the offence punishable under Sections 309(4) and 111 of the
B.N.S.

3. The allegation in the first information report is that
the informant was robbed and shot in his leg by two miscreants
on a motorcycle, who escaped after snatching cash and laptop
certificate.

4. Learned counsel for the petitioner submits that the
name of the petitioner does not figure in the first information
report and he was neither arrested on the spot nor any
incriminating article has been recovered from his possession. Till
date, no Test Identification Parade has been done. The name of
the petitioner has surfaced only on account of confessional
statement of co-accused Ajay Sahni which has no evidentiary
value. But for the said confessional statement, there is no material



to connect the petitioner with the offence. The petitioner has remained in custody since 29.04.2025.

5. Learned APP for the State opposed the grant of bail on the basis of allegations made in the first information report.

6. Taking into consideration the facts and circumstances and also considering the fact that the only material against the petitioner is confessional statement of co-accused before the police which has no evidentiary value and charge-sheet has already been submitted against the petitioner, let the above named petitioner, be released on bail on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned C.J.M., East Champaran/concerned Court below in connection with Harsidhi P.S. Case No. 459 of 2024 subject to condition that:-

(i) One of the bailors will be his own blood relative, preferably, father, mother, brother, sister and/or his wife.

(ii) The petitioner shall remain physically present in court on each and every date during trial and in the event of failure on two consecutive dates without sufficient reasons, his bail bonds shall be liable to be cancelled by the learned court concerned.

(Soni Shrivastava, J)

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