

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.65341 of 2025

Arising Out of PS. Case No.-341 Year-2024 Thana- TRIVENIGANJ District- Supaul

Laltu Kumar S/o Mahesh Sah R/o Village- Mayurwa, Ward No. 01, P.S.-
Triveniganj, District- Supaul

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Pooja Prasad, Advocate

For the Opposite Party/s : Mr. Ganesh Prasad Singh, APP

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

ORAL ORDER

2 15-09-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with
Triveniganj P.S. Case No. 341 of 2024 instituted for the offences
under Section 309(6) of the Bharatiya Nyaya Sanhita, 2023.

3. Earlier, vide order dated 06.03.2025 passed in Cr.
Misc. No. 10113 of 2025 by a coordinate Bench of this Court,
the prayer of the petitioner for grant of bail was rejected. This is
the second attempt of the petitioner for grant of bail.

3. Prosecution case, in short, is that two unknown
miscreants boarded on a motorcycle intercepted the informant
and looted cash, mobile and other belongings and also fired
upon Adarsh Sagar due to which he sustained injuries.



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 during investigation on the basis of disclosure made by staff. No incriminating article has been recovered from the conscious possession of the petitioner. Learned counsel further submitted that petitioner has got no concern with the looted articles. It has been submitted on behalf of the petitioner that the petitioner is in custody since 08.09.2024 and has one criminal antecedent. The co-accused person has already been granted bail by this Court vide order dated 05.02.2025 passed in Cr. Misc. No. 3591 of 2025.

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, claim based on parity 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. 15,000/- (Rupees Fifteen Thousand) with two sureties of the like amount each to the satisfaction of Court



below/concerned Court in connection with Triveniganj P.S.
Case No. 341 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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