

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.65942 of 2025

Arising Out of PS. Case No.-304 Year-2024 Thana- HALSI District- Lakhisarai

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Rakesh Kumar S/O Rajesh Choudhry R/O Vill.- Itpakwa, P.S.- Kawakol,
Dist.- Nawada.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Priyanka Singh, Advocate

For the Opposite Party/s: Mr.Ram Anurag Singh, A.P.P.

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

ORAL ORDER

3 14-11-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with Halsi
P.S. Case No. 304 of 2024, instituted for the offences under
Sections 309(4) of the BNS.

3. Prosecution case, in short, is that some unknown
miscreants intercepted the informant and looted his motorcycle
on the point of pistol.

4. Learned counsel for the petitioner submitted that the
petitioner has falsely been implicated in the present case. The
name of the petitioner has been transpired on the confessional
statement of other co-accused. The looted motorcycle has been
recovered from the house of co-accused Nitish Kumar. Learned
counsel for the petitioner submits that general and omnibus
allegation has been made against the petitioner. No specific



overt act is alleged against the petitioner. It has been submitted on behalf of the petitioner that the petitioner is in custody since 05.07.2025 and has three criminal antecedent.

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, there being no recovery from the petitioner possession 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 Halsi P.S. Case No. 304 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.

(Rudra Prakash Mishra, J)

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