

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.68833 of 2025

Arising Out of PS. Case No.-163 Year-2025 Thana- HALSI District- Lakhisarai

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Lokesh Kumar S/O Rambilash Prasad Resident of Village- Bhulaitand, P.S.-
Kauwakol, District- Nawada

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

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

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

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

ORAL ORDER

2 25-09-2025 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. 163 of 2025 instituted for the offences under
Section 309(4) of the B.N.S., 2023.

3. As per prosecution case, six unknown miscreants,
who were on two motorcycles, surrounded the informant on the
point of fire arms and snatched his bag containing 40 SIM
Cards, 07 Keypad mobile phones and some other devices, Rs.
6,500/- cash as also documents of the motorcycle.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence as alleged
against him and has falsely been implicated in the present case



merely on the basis of suspicion. The petitioner is not named in the F.I.R. and his name has transpired in this case on the basis of confessional statement of the co-accused Kanhaiya Kumar recorded before the police which has no evidentiary value in the eye of law. He further submits that nothing incriminating/stolen article has been recovered from the conscious possession of the petitioner or from his house. No T.I.P. has also been conducted in this case. Except confessional statement of the co-accused and criminal antecedents, there is nothing adverse against the petitioner. The petitioner has no concern with the alleged occurrence. There is a non-compliance of Section 103 of the B.N.S.S. which creates a serious doubt in the prosecution case. The petitioner has two criminal antecedents and is languishing in judicial custody since 31.07.2025 without any rhymes or reason.

5. On the other hand, learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner, stating that the police has recovered a Redmi company mobile in which two Jio SIMs were inserted. The police has also recovered three Jio Company SIMs from the house of the petitioner.

6. Having heard rival contention of both the parties



and considering the entire facts and circumstances of the case as also taking into account the period of custody of the petitioner, let the petitioner, abovenamed, be released on bail 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. 163 of 2025.

(Rudra Prakash Mishra, J)

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