

Arising Out of PS. Case No.-251 Year-2024 Thana- SAMASTIPUR District- Samastipur

... .. Petitioner/s

Versus

... .. Opposite Party/s

For the Petitioner/s : Mr. Shashank Shekhar, Advocate

For the Opposite Party/s : Mr. Choubey Jawahar, APP

ORAL ORDER

2. The petitioner seeks bail in connection with Samastipur Town P.S. Case No. 251 of 2024, instituted for the offences punishable under Sections 310(2), 310(4) and 311 of the Bharatiya Nyaya Sanhita, 2023.

3. The prosecution case, in short, is that five unknown miscreants have looted Rs. 5,70,000/- from the shop of informant on gun point.

4. Learned counsel for the petitioner submits that the petitioner is innocent and has falsely been implicated in the present case. No incriminating material has been recovered from



the conscious possession of the petitioner. Learned counsel for the petitioner also submits that the petitioner is not named in the FIR. Name of the petitioner has transpired in this case on the basis of confessional statement made by co-accused, namely, Sonu Sahni and the same has got no evidentiary value. It is further submitted that neither any recovery of any looted article has been made from the possession of the petitioner nor any T.I. parade has been conducted in this case. The petitioner is in custody since 20.12.2024 and has got one criminal antecedent. Learned counsel for the petitioner further submits that similarly situated co-accused has been granted regular bail by this Court vide order dated 30.07.2025 passed in Cr. Misc. No. 47004 of 2025.

5. Learned APP 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 and taking into account 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 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 Samastipur Town
P.S. Case No. 251 of 2024.

Rajorshi/- **(Rudra Prakash Mishra, J)**

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