

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.68896 of 2025

Arising Out of PS. Case No.-149 Year-2025 Thana- SANDESH District- Bhojpur

1. Jitendra Kumar @ Jeetu S/o Mahendra Sah Resident of Bhojpur Kori Bazaar, P.S.- Sandesh, District- Bhojpur
2. Md. Azad @ Shahid Hussain S/o Mohd. Waris Hussain Resident of Bhojpur Kori Bazaar, P.S.- Sandesh, District- Bhojpur

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Akanksha Malviya

For the Opposite Party/s : Mr.Md. Ataur Rahman

CORAM: HONOURABLE MR. JUSTICE ALOK KUMAR PANDEY
ORAL ORDER

2 24-09-2025 Heard learned counsel for the petitioners and learned
A.P.P. for the State.

2. The petitioners are apprehending their arrest in connection with Sandesh P.S. Case No. 149 of 2025 registered for the offences punishable under Sections 334(1) and 303(2) of BNS, 2023.

3. As per prosecution case, there is allegation that from the informant's shop 12 small piece mobiles, 6 big smart phones, cash of Rs. 6000/- and other materials were taken away. On the basis of smartphone mobile no. 6201728139, petitioner's name have been identified.

4. Learned counsel for the petitioners submits that petitioners are innocent and have committed no offence as alleged in the FIR and they have falsely been implicated in this case. Except



suspicion, there is nothing on record to connect the petitioners with the alleged occurrence. There is inordinate delay of three days in the registration of the FIR which questions the authenticity of the prosecution story. Petitioners bear no criminal antecedent. No incriminating article has been recovered from the conscious possession of the petitioners.

5. The learned A.P.P. for the State vehemently opposes the prayer for anticipatory bail of the petitioners.

6. Considering the facts and circumstances of the case, keeping in view clean antecedent of petitioners, argument advanced on behalf of both sides and also taking into consideration the material available on record, the petitioners above-named, in the event of their arrest or surrender before the learned trial court within a period of six weeks from today, be released on anticipatory bail on furnishing bail bond of Rs. 10,000/- (rupees ten thousand) each with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge-17 Bhojpur at Ara in connection with Sandesh P.S. Case No. 149 of 2025, subject to the conditions as laid down under Section 482(2) of B.N.S.S.

(Alok Kumar Pandey, J)

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