

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.70662 of 2025

Arising Out of PS. Case No.-155 Year-2021 Thana- ALAMGANJ District- Patna

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Pappu Rai @ Pappu Kumar S/o Lt. Kedar Rai, Resident of village- Goraiya
Asthan, Alampur Gonpura, PS- Phulwari Sharif, Dist- Patna.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Awadhesh Kumar S/o Yogendra Prasad R/o Harazi, P.S.- Awtarnagar, Distt.-
Saran, Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Kumar Brijnandan, Advocate
For the State : Mr. Awadhesh Kumar Singh, APP

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CORAM: HONOURABLE MR. JUSTICE JITENDRA KUMAR
ORAL ORDER

2 08-10-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail, apprehending his arrest,
in connection with Alamganj P.S. Case No. 155 of 2021, dated
11.03.2021, registered for the offences punishable under
Sections 420, 379 and 411/34 of the Indian Penal Code.

3. As per allegation, three persons snatched the ATM
Card and mobile of the informant and started fleeing away but
they were apprehended by the local persons and thereafter, ATM
Card and Mobile were given back to the informant and
thereafter, two of them fled away and one of them, namely,
Mithlesh Paswan was apprehended and handed over to the



police and as per confessional statement of co-accused, namely, Mithlesh Paswan, petitioner was one of them, who had fled away.

4. Learned counsel for the petitioner submits that the Petitioner is innocent and has falsely been implicated in this case. He further submits that petitioner is no way involved with the alleged offence and the prosecution case against the petitioner is based only on confessional statement of co-accused before the police, which has no evidentiary value.

5. It is also stated in paragraph no. 2 of the bail petition that the petitioner has not moved this Court earlier either for anticipatory bail or regular one in the instant case.

6. It has further been stated in paragraph no.3 of the bail petition that the petitioner has two criminal antecedents.

7. However, learned APP for the State vehemently opposes the prayer of the Petitioner for bail.

8. Considering the aforesaid facts and circumstances, **this petition is allowed**, directing the petitioner, above-named, to be enlarged on bail, in the event of his arrest or surrender before the court below within a period of eight weeks from the date of receipt / production of a copy of this order, on his furnishing bail bonds in the sum of Rs. 10,000/- (Ten Thousand)



with two sureties of the like amount each to the satisfaction of learned concerned Court Below, in connection with Alamganj P.S. Case No. 155 of 2021, subject to the conditions as laid down under Section 482 (2) of the B.N.S.S., 2023 and on the following conditions:

(i) In case, it is brought to the notice of the court below that the petitioner has any criminal antecedents other than the disclosed one, learned court below shall cancel the bail bonds of the petitioner after hearing him and getting satisfied that the petitioner has concealed his criminal antecedents despite his knowledge of the same.

(ii) In case, it is brought to the notice of the court below that statement regarding previous bail petition is wrong, learned court below shall cancel the bail bonds of the petitioner.

(Jitendra Kumar, J.)

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