

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.74880 of 2025

Arising Out of PS. Case No.-80 Year-2024 Thana- SAMASTIPUR MUFFASIL District-
Samastipur

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Abhishek Ray @ Abhishek Kumar @ Bachha @ Bachha Ray Son of Suresh
Ray Resident of Village - Turkwaliya, Police Station - Chapra (Muffasil),
District - Saran (Chapra).

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Ashok Kumar Mishra

For the Opposite Party/s : Mr.Pushpa Sinha. I

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**CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH
SINGH**

ORAL ORDER

2 28-11-2025 Heard learned counsel for the petitioner and learned
A.P.P for the State.

2. The petitioner has preferred this application for
grant of regular bail in connection with Samastipur Muffasil P.S.
Case No. 80/2024 dated 29.02.2024 registered for the offences
punishable u/ss 395 of the Indian Penal Code and Section 25(1-
B)(a), 26 and 35 of the Arms Act.

3. As per the prosecution case, 7-8 unknown
miscreants are alleged to have entered the Reliance Jewels
Showroom situated at Mohanpur Road, Samastipur and looted
gold and diamond ornaments, Rs. 1,41,366/- cash from the
counter and Rs. 6 lacs from the customers on the point of pistol.



Further, the miscreants broke the counter with the arms carried by them and a country-made pistol, a magazine, three cartridges and a blue color bag were seized from the place of occurrence.

4. Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in this case. Nothing has been recovered from the conscious possession of the petitioner. The petitioner is not named in the F.I.R., The name of the petitioner has sprung up in this case on the confessional statement of the co-accused persons, Gagan Raj and Rahul Kumar @ Kala Nag. No. T.I.P. has been conducted by the prosecution. The petitioner has five antecedents and he is on bail in both the cases as stated in para 3 of the bail petition. The petitioner is in custody since 13.06.2025.

5. Learned A.P.P. for the State has vehemently opposed the bail petition of the petitioner.

6. Considering the aforesaid facts and circumstances of the case as well as the period of custody, the petitioner above-named, is directed to be enlarged on bail on furnishing bail-bond of Rs.20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Court concerned, Samastipur in connection with Samastipur Muffasil P.S. Case No. 80/2024, with the condition:-



(i). The petitioner is directed to remain physically present before the learned Court below on each and every date, failing which on two consecutive dates without reasonable cause, the bail bonds of the petitioner are liable to be cancelled.

7. The application stands allowed.

(Chandra Prakash Singh, J)

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