

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.72377 of 2025

Arising Out of PS. Case No.-379 Year-2020 Thana- MAHUA District- Vaishali

Ajit Mahto @ Ajit Kumar, Son of Sri Turant Lal Mahto, R/o Village-
Mustaphapur @ Mustafapur, P.S. - Bibhutiour, District - Samastipur.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s	:	Mr. Ajay Kumar Thakur, Advocate
		Mrs. Vaishnavi Singh, Advocate
For the Opposite Party/s	:	Mr. Prem Kumar Jha, APP

CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

2 05-02-2026 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

2. The accused/petitioner seeks bail in connection
with Mahua P.S. Case No.379 of 2020 registered under
Section 392 of the Indian Penal Code and Section 27 of the
Arms Act.

3. The accused/petitioner is not named in the FIR
and is in custody since 18.06.2025.

4. Allegation against petitioner is to commit robbery
along with other co-accused persons in the shop of informant
running jewelry shop in the name of “Hario Om Jewelers” and
while committing so, taken away different jewelry made up of
gold and silver, having total value of Rs.4,00,000/- and cash



of Rs.2,000/-.

5. Mr. Ajay Thakur, learned counsel appearing for the petitioner submitted that the name of petitioner transpired during the course of investigation on the basis of confessional statement of co-accused Dharmendra Kumar Sah @ Dharmendra Kumar, in furtherance of which, no incriminating material recovered/surfaced during investigation as to connect him with present crime in question. It is submitted that even said co-accused Dharmendra Kumar Sah @ Dharmendra Kumar has already granted bail by one of the learned co-ordinate Bench of this Court through Cr. Misc. No.39413 of 2021 dated 05.05.2022. It is pointed out by Mr. Thakur that petitioner was not put on T.I.P. as yet and moreover investigation of this case has been completed, for which, charge-sheet has been submitted and, as such, there is no chance of tampering with the evidence.

6. Learned APP opposes the prayer for grant of bail to the petitioner.

7. In view of aforesaid factual submissions and by taking note of fact as save and except suspicion arising out of



confessional statement of co-accused, as mentioned aforesaid,, nothing *prima facie* incriminating appears against petitioner as to connect him with present crime in question, coupled with the fact that investigation of this case has already concluded, where petitioner is in custody since 18.06.2025, accordingly, the petitioner, above-named, is directed to be released on bail furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Vaishali at Hajipur in connection with Mahua P.S. Case No.379 of 2020, subject to the conditions as laid down under Section 437(3) of the CrPC/under Section 480(3) of BNSS.

(Chandra Shekhar Jha, J.)

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