

**IN THE HIGH COURT OF JUDICATURE AT PATNA**

**Criminal Miscellaneous No.10626 of 2017**

Arising Out of PS.Case No. -148 Year- 2016 Thana -MOTIPUR District- MUZAFFARPUR

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Ritesh Kumar Son of Om Prakash Ray resident of Village - Sandadamber,  
Police Station - Motipur, District - Muzaffarpur. .... Petitioner

Versus

The State of Bihar. .... Opposite Party

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**Appearance :**

For the Petitioner/s : Mr. Pawan Kumar Singh

For the Opposite Party/s : Mr. Sri Shyameshwar Dayal

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**CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN  
SHARMA**

**ORAL ORDER**

2      21-03-2017      Heard learned counsel for the petitioner and learned counsel  
representing the State.

Petitioner seeks bail in connection with Motipur P.S. Case  
No. 148 of 2016 registered for the offences punishable under  
Sections 413 and 414 of the Indian Penal Code.

Allegedly, the petitioner and other co-accused were  
apprehended with stolen articles and from possession of the  
petitioner one Micromax mobile without SIM was recovered.

Submission is of false implication and that nothing has been  
recovered from conscious possession of the petitioner, without any  
fault the petitioner is suffering in custody 26.05.2016, Arjun  
Kumar from whose possession stolen motorcycle was recovered  
has already been allowed bail vide Cr. Misc. No. 46297 of 2016  
and as such the petitioner also deserves sympathetic consideration.

Learned APP fairly submits that co-accused Arjun Kumar



has been allowed bail by another co-ordinate Bench of this Court.

In the facts and circumstances stated above, the petitioner above named is directed to be released on bail on execution of bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of Sri Mukesh Kumar Mishra, J. M. Ist Class, Muzaffarpur in connection with Motipur P.S. Case No. 148 of 2016, subject to the conditions that one of the bailors must be a near relative and another having sufficient immovable property within the territorial jurisdiction of the court concerned and the petitioner shall remain present on each and every date during trial and the default on two consecutive dates on his part without any reason shall disentitle the petitioner from privilege of bail.

**(Jitendra Mohan Sharma, J)**

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