

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.22578 of 2018

Arising Out of PS. Case No.-566 Year-2017 Thana- GANDHIMAIDAN District- Patna

Nitish Kumar S/o Prakash Chandra Singh, R/o vill.- Daradhi, P.S.- Sajour,
District- Bhagalpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Kamlesh Kumar Sharma, Advocate
For the Opposite Party/s : Mr. Sanjay Kumar Pandey, APP

CORAM: HONOURABLE JUSTICE SMT. NILU AGRAWAL
ORAL ORDER

2 19-04-2018 Heard learned counsel for the petitioner and the
learned A.P.P. for the State.

Petitioner is languishing in judicial custody since
14.12.2017 in connection with Gandhi Maidan P.S. Case No.
566 of 2017 registered for the offence punishable under Section
379 of the Indian Penal Code.

The prosecution case, as lodged by the informant, is
that while he had gone for morning walk on his motorcycle and
parked his motorcycle outside and when he returned back, he
found his motorcycle missing.

It has been submitted by the learned counsel for the
petitioner that he is innocent, not named in the First Information
Report, bears no criminal history and another co-accused, who
was sitting on the motorcycle, has already been granted the



privilege of bail by a coordinate Bench of this Court in Cr. Misc. No. 21012 of 2018 vide order dated 12.04.2018. He submits that he has been punished enough and a sympathetic consider be given, as he is in custody for more than four months.

However, learned A.P.P. for the State opposes the prayer for bail.

Considering the facts and circumstances and the materials on record, let the petitioner, named above, be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. Ten thousand only) with two sureties of the like amount each to the satisfaction of the learned Sub-Judge-VI-cum- Additional Chief Judicial Magistrate, Patna in connection with Gandhi Maidan P.S. Case No. 566 of 2017.

(Nilu Agrawal, J.)

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