

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.979 of 2020

Arising Out of PS. Case No.-148 Year-2019 Thana- BARUN District- Aurangabad

Ritik Kumar, Son of - Shri Virendra Singh Resident of Village - Jagdishpur,
Police Station - Jamhore, District - Aurangabad.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Ms. Nivedita Nirvikar

For the Opposite Party/s : Mr. Kalyan Shankar

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

3 28-05-2020 Heard Ms. Nivedita Nirvikar, learned counsel for the

petitioner and learned counsel appearing for the State, through

video conferencing.

The petitioner seeks regular bail in connection with
Barun P.S. Case No. 148 of 2019, registered for the offence
punishable under Section 379 of Indian Penal Code.

The allegation against the petitioner is that on
16.06.19 the red coloured Tractor along with trailer belonging to
the informant was parked near Son Plaza Hotels, G.T. Road and
the same was stolen by unknown persons.

Learned counsel for the petitioner submits that the
petitioner is not named in the FIR. The name of the petitioner
has transpired during the course of investigation on the basis of
confessional statement of the co-accused, Abhishek Kumar and



Prince Kumar. Learned counsel further submits that no recovery has been made from the possession of the petitioner and the petitioner is in custody since 30.11.2019.

On the other hand, learned counsel for the State submits that petitioner has got criminal antecedent inasmuch as per para 3 of the bail petition, it is evident that two cases are pending against the petitioner. Learned counsel for the petitioner however submits that Jamhore P.S. Case No.85 of 2019 has wrongly been referred in para-3 of the bail application inasmuch as the petitioner is not an accused the said police case.

Having heard learned counsel for the parties and taking into consideration the fact that the petitioner is in custody since 30.11.2019 and no recovery has been made from the possession of the petitioner, I am inclined to grant regular bail to the petitioner.

Accordingly, let the petitioner, above named, be released on regular bail on furnishing bail bond of Rs. 25,000/- (twenty five thousand) with two sureties of the like amount each to the satisfaction of Chief Judicial Magistrate, Aurangabad, in connection with Barun P.S. Case No. 148 of 2019 (G.R. No.1083 of 2019).

It is made clear that at the time of furnishing bail bond



all the parties shall follow the guidelines regarding lockdown
and social distancing.

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(Anil Kumar Sinha, J)

