

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.1430 of 2020**

Arising Out of PS. Case No.-473 Year-2019 Thana- GAYA KOTWALI District- Gaya

RAJU THAKUR Son of Late Sivnandan Thakur Resident of Mohalla - Peon  
Quarter, Koeli Pokhar, Gewal Bigha, P.S.- Rampur, District- Gaya

... .. Petitioner/s

Versus

THE STATE OF BIHAR Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Manish Kumar No2

For the Opposite Party/s : Mr.Raj Ballabh Singh

**CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH**  
**ORAL ORDER**

2      17-01-2020                      Heard the learned counsel for the petitioner and the  
learned APP for the State.

The petitioner seeks regular bail in connection with  
Kotwali PS case no. 473 of 2019 instituted for the offence  
punishable under Sections 457, 380 of Indian Penal Code.

The allegation is regarding the accused persons  
including the petitioner herein having alleged to have committed  
a theft of Rs. 22 lacs approximately from a company namely E.  
Com Express Private Limited.

The learned counsel for the petitioner has submitted  
that the petitioner has been falsely implicated in the present case  
merely on suspicion and no any recovery has been made from  
his possession nor any material is available on record to connect  
the petitioner with the alleged crime. It is further submitted that



the petitioner never kept the keys of the cash locker, hence it cannot be said that the petitioner is the person who had committed theft, even the CCTV footage does not show the petitioner to be the person who has visited office and committed the theft. The petitioner is said to be languishing in custody since 18.10.2019. It is further submitted that similarly situated co-accused person has already been granted bail by this Court vide order dated 20.12.2019 passed in Cr. Misc. No. 85084 of 2019.

Having regard to the facts and circumstances of the case and considering the submissions made by the learned counsel for the petitioner, coupled with the fact that similarly situated co-accused person has already been granted bail by this Court, I deem it fit and proper to direct for release of the petitioner on regular bail.

Accordingly, the above named petitioner is directed to be released on regular bail on furnishing bail bond of Rs. 10,000/- (Rs. Ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Gaya in connection with Kotwali PS case no. 473 of 2019.

It is further directed that the petitioner shall mark his presence before the officer-in-charge of the concerned police



station at 10.30 am on every Monday, starting from the day he is released on bail, and in case of failure to do so on three consecutive occasions, the present privilege of bail shall stand cancelled automatically and the petitioner shall be taken into custody forthwith.

**(Mohit Kumar Shah, J)**

Tiwary/-

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