

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.29949 of 2020

Arising Out of PS. Case No.-254 Year-2020 Thana- DIGHA District- Patna

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MOHAN KUMAR Son of Ravi Shankar Sah @ Shiv Shankar Sah Resident
of Makhdumpur, Shivaji Nagar, P.S.- Digha, District- Patna.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Samrendra Kumar Jha, Adv.

For the Opposite Party/s : Mrs. Suchita Yadav, APP.

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CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

2 04-12-2020 Heard learned counsel for the petitioner and learned
APP for the State, through video conferencing.

The petitioner has filed the instant application for grant of regular bail in connection with Digha P.S. Case No. 254 of 2020 registered for the offence under section 414 of the Indian Penal Code.

As per allegation in the FIR, on secret information having been received, a raid was conducted in the house of the petitioner and various articles like gold and silver jewellery, watches of different companies and cash as detailed in the FIR were recovered.

It is submitted by learned counsel for the petitioner that the alleged articles recovered belong to the petitioner and his near relatives. The police has not been able to establish any



of the articles as a stolen article. The reason for false implication of the petitioner is his criminal antecedents, but perusal of the same would show that the last case was almost seven years ago and the petitioner is on bail in the earlier cases. It is submitted that the petitioner is in custody since 10.5.2020 and the sentence under section 414 of the IPC is maximum of three years or could also be only of fine.

The application for bail is opposed by learned APP for the State.

Having heard learned counsel for the parties and taking into consideration the submissions made on behalf of the petitioner, his being in custody since 10.5.2020 and the investigation in the case having concluded, the Court is inclined to enlarge the petitioner on bail. The petitioner is directed to be enlarged on bail in connection with Digha P.S. Case No. 254 of 2020 on furnishing bail bond of Rs. 10,000/ with two sureties of the like amount each to the satisfaction of the S.D.J.M., Patna.

(Partha Sarthy, J)

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