

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.35386 of 2020

Arising Out of PS. Case No.-120 Year-2020 Thana- GHORASAHAN District- East
Champaran

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Lalan Kumar @ Lalan Yadav son of Ramprit Ray @ Nagendra Yadav resident
of Village - Semra Ward No. 2, P.S. - Muffasil Motihari, District- East
Champaran.

... .. Petitioner/s

Versus

The State of Bihar .

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Abhishek Kumar,
Mr. Umesh Chandra Verma, Advocates.
For the Opposite Party/s : Mrs. Pushpa Sinha-1. APP

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CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

2 22-12-2020 Heard Mr. Abhishek Kumar, learned counsel for the

petitioner and Mrs. Pushpa Sinha-1, Additional Public

Prosecutor for the state through video conferencing.

2. Petitioner seeks regular bail in connection with

Ghorasahan (Lakhaura) PS Case No. 120/2020 registered for the

offence punishable under Section 379 of the IPC.

3. The allegation, as per First Information Report, is

that motorcycle of the informant, Murari Singh, was found

missing in the night of 31.06.2020 from his parking area.

4. Learned counsel for the petitioner submits that the

petitioner is not named in the FIR and the motorcycle, in

question, has been recovered from the house of the petitioner

which was parked over there. Learned counsel further submits



that petitioner has got no criminal antecedents and during course of investigation, one co-accused, Ravi Kumar was arrested, who, in his confessional statement, disclosed that the motorcycle, in question, is parked in the house of the petitioner.

5. Learned counsel next submits that the petitioner has got no knowledge about the fact that the said motorcycle was stolen one and the same was parked by the co-accused, Ravi Kumar in the house of the petitioner. It is also submitted that the petitioner is in custody since 06.04.2020 and charge-sheet has already been submitted by the police in this case and there is no likelihood that the petitioner will abscond or tamper with the evidence.

6. Having regard to the submissions made by the parties and taking into consideration the material on record and the fact that petitioner is in custody since 06.04.2020 having no criminal antecedents and charge-sheet has already been submitted and there is no likelihood that the petitioner will abscond or tamper with the evidence, I am inclined to grant regular bail to the petitioner.

7. Accordingly, let the petitioner, LALAN KUMAR @ LALAN YADAV be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like



amount each to the satisfaction of learned Sub-Divisional
Judicial Magistrate, Sikrahna at Dhaka, East Champaran in
connection with Ghorasahan (Lakhaura) PS Case No. 120/2020.

8. It is made clear that at the time of furnishing bail
bonds all the parties shall follow the guidelines regarding social
distancing.

(Anil Kumar Sinha, J)

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