

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.79855 of 2019

Arising Out of PS. Case No.-83 Year-2018 Thana- RAXAUL District- East Champaran

UJJAWAL PANDEY @ UJJAWAL KUMAR PANDEY Son of Pramod
Kumar Pandey Resident of Village - Mangalpur Dudariya, P.S.- Nautan, Dist.-
West Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Dhannjay Kumar No 2

For the Opposite Party/s : Mr.Ramchandra Singh

CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

3 06-01-2020 Heard the learned counsel for the petitioner and the
learned APP for the State.

The petitioner seeks regular bail in connection
with Raxaul PS case no. 83 of 2019 instituted for the offence
punishable under Section 379 of Indian Penal Code.

The allegation is regarding the informant having
gone to attend a marriage and after he had parked his
motorcycle, he went for having dinner and upon his return, he
found that his motorcycle had been stolen.

The learned counsel for the petitioner has
submitted that the petitioner is innocent and has been falsely
implicated in the present case, merely on the basis of the
confessional statement of the co-accused person namely Parvesh



Kumar. It is further submitted that neither any T.I. parade has taken place so as to connect the petitioner with the alleged crime nor any recovery has been made from the house of the petitioner or from the petitioner himself. It is also submitted that the petitioner has been remanded in the cases mentioned in paragraph no. 3 of the present petition, only after being implicated in the present case. Lastly, it is submitted that the petitioner is languishing in custody since 03.06.2019.

Considering the facts and circumstances of the case as also the fact that neither any T.I. parade has taken place in order to connect the petitioner with the alleged crime nor any recovery has been made from the petitioner as also the fact that the petitioner is languishing in custody since 03.06.2019, I deem it fit and appropriate to grant regular bail to the petitioner herein, on furnishing bail bond of Rs. 10,000/- (Rs. Ten thousand) with two sureties of the like amount each to the satisfaction of learned S.D.J.M., Raxaul, East Champaran at Motihari in connection with Raxaul PS case no. 83 of 2018.

(Mohit Kumar Shah, J)

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