

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.30547 of 2021**

Arising Out of PS. Case No.-27 Year-2021 Thana- BAGHA District- West Champaran

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BHUTAN KUSHWAHA @ JAY PRAKASH KUSHWAHA Son of
Raghunath Kushwaha Resident of Village - Gandhi Nagar, Bagicha Tola, P.S.-
Bagaha, Distt.- West Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Vijay Kr Singh No. 1

For the Opposite Party/s : Mr.A.G.

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

2 09-12-2021 Heard the learned counsel for the petitioner the

learned APP for the State.

The petitioner seeks regular bail in connection
with Bagaha PS case no. 27 of 2021 instituted for the offences
punishable under Sections 413, 414 of Indian Penal Code.

The allegation is regarding recovery of stolen
motorcycle from the house of the petitioner.

The learned counsel for the petitioner has
submitted that the petitioner is innocent, has been falsely
implicated in the present case and is languishing in custody
since 18.01.2021. The learned counsel for the petitioner has
referred to paragraph no. 5 of the present petition to submit that
the petitioner purchased the motorcycle from one unknown



person, however the said person had subsequently failed to get the vehicle transferred in the name of the petitioner despite his assurance to do so.

Per contra, the learned A.P.P. for the State has vehemently opposed the prayer for bail.

Having regard to the facts and circumstances of the case, considering the submissions made by the learned counsel for the parties and taking into account the materials available on record as also the period of incarceration of the petitioner herein, I deem it fit and proper to admit the petitioner to the privilege of bail, accordingly the abovenamed petitioner is directed to be released on 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 court of A.C.J.M. 1st, Bagaha, West Champaran in connection with Bagaha PS case no. 27 of 2021.

(Mohit Kumar Shah, J)

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