

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.15260 of 2022**

Arising Out of PS. Case No.-326 Year-2020 Thana- SIWAN MUFFASIL District- Siwan

1. SATENDRA KUMAR YADAV Son of Manshi Rai Resident of Village-Goreya Chhapra, P.S. - Regilganj, District - Saran
2. MITHILESH MAHTO @ MITHILESH KUMAR Son of Jaglal Mahto Resident of Village - Mangaidih, P.S. - Chapra Muffasil, District - Saran.

... .. Petitioners

Versus

The State Of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr. Harish Kumar, Advocate.

For the Opposite Party/s : Mr. Pawan Kumar Chaurasia, APP.

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN

ORAL ORDER

2 06-07-2022 Heard learned counsel for the petitioners and learned
A.P.P. for the State.

The petitioners seek regular bail in connection with
(Siwan) Muffasil P.S. Case No. 326 of 2020 lodged under
Section 379 I.P.C.

As per the prosecution case, there is an allegation of
theft of Bolero Pickup of the informant, in which F.I.R. has been
lodged against unknown.

Learned counsel for the petitioners submits that the
Bolero pickup was subject matter of Aurangabad P.S. Case
No.1293 of 2020 registered under Sections 30 (a) (c) of the
Bihar Prohibition Excise Act. The said vehicle was also seized
in this case and since in this case the petitioner was accused,
therefore, the petitioners' name have also been given in the
present case. Learned counsel for the petitioners further submits

that since according to Cr.P.C. Section 220 there is a provision of adding of trial of two criminal cases which is absolutely applicable in the present situation. He further submits that accused is in custody since 18.10.2021 in the present case, charge sheet has already been filed and except these two cases petitioner no.1 has no other case but against petitioner no.2 there is one more case.

Learned counsel for the State opposes the prayer for bail.

In the present facts and circumstances of this case that the petitioners are in custody since 18.10.2021 and charge sheet has already been filed and there is likelihood of conducting the trial jointly according to Cr.P.C., let the petitioners above named, be granted bail on furnishing bail bonds of Rs.20,000/- (Twenty Thousands) each with two sureties of the like amount each to the satisfaction of learned C.J.M., Siwan in connection with Siwan (Muffasil) P.S. Case No. 326 of 2020, subject to the conditions as laid down under Section 437(3) of Cr.P.C.

Accordingly, the bail application stands allowed.

(Dr. Anshuman, J)

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