

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.45169 of 2021

Arising Out of PS. Case No.-376 Year-2020 Thana- GOPALPUR District- Patna

Mithelesh Paswan Son of Bhola Paswan Resident of Village - Sarhan, P.S.-
Pandarak, Distt.- Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Anil Kumar Singh, Advocate

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

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 05-01-2022 Heard learned counsel for the petitioner and learned
A.P.P. for the State through virtual Court proceedings.

The petitioner seeks bail in connection with Gopalpur
P.S. Case No. 376 of 2020 instituted for the offences under
Section 379 of the Indian Penal Code.

Learned counsel for the petitioner submits that the
petitioner is in custody since 11.01.2021, is a person with clean
antecedent and charge-sheet has been submitted in the case.

Learned counsel for the petitioner submits that
allegation in the F.I.R. is that the driver Ravindra Paswan
committed theft of vehicle and goods worth Rs. 9 lakhs which
was being carried in the vehicle.

Learned counsel for the petitioner submits that the
petitioner is not named in the F.I.R., his name surfaced based on



the confessional statement of co-accused and goods are alleged to have been recovered from a room which belongs to the petitioner. Learned counsel further submits that the room from which the goods are alleged to have been recovered does belong to him but he had given that room on rent to one Gonar Prasad for which he relies on the rent agreement annexed as Annexure-2 to the bail application.

Learned A.P.P. for the State vehemently opposes the prayer for regular bail of the petitioner.

Considering the fact that the petitioner is in custody since 11.01.2021, charge-sheet has been submitted in the case, the petitioner is a person with clean antecedent, he is not named in the F.I.R. and the room from which it is alleged that the goods were recovered was given on rent, let the petitioner above named be released on bail on furnishing bail bond of Rs. 20,000/- (Rupees Twenty Thousand only) with two sureties of the like amount each to the satisfaction of learned A.C.J.M.-IX, Patna in connection with Gopalpur P.S. Case No. 376 of 2020.

(Satyavrat Verma, J)

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