

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.47261 of 2022

Arising Out of PS. Case No.-112 Year-2022 Thana- KARPI District- Jehanabad

Chintu Kumar age-19 years Male Son of Binod Saw, Resident of Village -
Tera Pachkesar P.S.- Karpi, Distt.- Arwal.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Mukesh Kumar No1, Advocate

For the Opposite Party/s : Mr. Ram Bilash Roy Raman, A.P.P.

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

2 07-12-2022 Heard learned counsel appearing on behalf of the
petitioner and learned APP for the State.

Let the defect(s) be removed within two weeks of the
complete start of the physical Court in normal course.

Petitioner who is in custody since 27.05.2022 seeks
regular bail in connection with Karpi P.S. Case No. 112 of 2022
registered for offences punishable under Sections 379 of the
Indian Penal Code later on Sections 411/34 of I.P.C. has been
added.

Prosecution case in brief is that the motorcycle of the
informant was found missing and on search, it was found in
front of the house of the petitioner.

Learned counsel appearing on behalf of the petitioner
submits that petitioner is innocent and has falsely been
implicated in the present case. Motorcycle was recovered very



next day of lodging of the F.I.R. There is no eye-witness to the alleged incidence. He further submits that petitioner has clean antecedent and he is in custody since 27.05.2022. On these grounds, petitioner seeks to be released on bail.

Learned A.P.P., for the State has opposed the prayer for grant of bail to the petitioner.

Considering the nature of allegation made in the F.I.R., the motorcycle has already been recovered and there is no likelihood of trial being concluded in near future, the petitioner, above named, is directed to be released on bail upon furnishing bail bond of Rs. 25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of learned J.M.- 1st Class Arwal in connection with Karpi P.S. Case No. 112 of 2022 subject to the following conditions:

(i) Bailors should be local having sufficient immovable property within the jurisdiction of the Court concerned.

(ii) Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the Court.

(iii) If the petitioner tampers with the evidence or the witnesses of the case, in that case, prosecution will be at liberty



to move for cancellation of bail of the petitioner.

(iv) If the petitioner is found involved in similar nature of offence, after his release on bail, the trial Court shall take steps to cancel his bail bond.

Petitioner is directed to remove all the defect(s) as pointed out by the Stamp Reporter within two weeks' and thereafter, registry shall communicate the order to the Court below forthwith.

(Purnendu Singh, J)

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