

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.49382 of 2022

Arising Out of PS. Case No.-88 Year-2021 Thana- KOCHAS District- Rohtas

NITESH KUMAR @ NITESH PRAJAPATI Son of Rajesh Pandit @ Rajesh
Prajapati Resident of Vill. and Po- Dharawn, P.S- Dinar, Dist- Rohtas

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sunil Kumar Singh No.10, Advocate
For the Opposite Party/s : Mr. Nand Kishore Prasad, APP

CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA
ORAL ORDER

2 13-12-2022 Learned counsel for the petitioner is permitted to
remove the defect/(s), as pointed out by office, if any, within a
period of four weeks from today.

Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner in this case seeks regular bail in
connection with Kochas P.S. Case No. 88/2021 for the offence
punishable under Section 379 of the I.P.C.

As per the prosecution case, the Motor-cycle of
Sardhu of informant parked by him at Fish Farm was stolen. On
the basis of confession of petitioner when arrested in another
case, he was remanded in this case and also in other Motor-
cycle theft cases.

Learned counsel for the petitioner submits that



petitioner is not named in the F.I.R. and nothing has been recovered from his possession and when he was arrested in Kochas P.S. Case No. 96/2021 he has been falsely implicated in this case also including other cases in which he is enlarged on bail. He has further submitted that petitioner is a student of intermediate. It is further submitted that petitioner was remanded in jail custody in this case on 26.07.2021 only on the basis of confessional statement having no evidenciary value in law.

Considering the aforesaid facts and circumstances of the case as well as period of custody, let the petitioner, above named be released on bail on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of A.C.J.M., Rohtas at Sasaram in connection with Kochas P.S. Case No. 88/2021.

(Sunil Dutta Mishra, J)

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