

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.66345 of 2021

Arising Out of PS. Case No.-2 Year-2021 Thana- JAYRAMPUR District- Sheikhpura

PARO SINGH @ PARWAT SINGH @ SONELAL SINGH Son of Late
Raghunath Singh, Resident of Village- Nadwan @ Ladma, P.S.- Barh,
District- Patna.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr.Ravi Shanker Pankaj
For the Opposite Party/s : Mr.Satya Nand Shukla

CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL ORDER

2 12-05-2022 Learned counsel for the petitioner undertakes to
remove all the defects pointed out by the Stamp Reporter within
two weeks after start of normal functioning of the Court.

Heard learned counsel for the petitioner and
Mr.Akhileshwar Dayal, learned APP for the State.

The petitioner in the present case is seeking regular
bail in connection with Jayrampur P.S. Case No. 02 of 2021
registered for the offences punishable under Section 395 of the
Indian Penal Code. The petitioner is in custody in connection
with this case since 24.08.2021. He has no criminal antecedent.

Learned counsel for the petitioner submits that as per
the prosecution story, the informant and his two companions
were intercepted on way by 15-16 unknown persons concealing



their faces and looted his motorcycle, mobile phones of the informant and his companions and some cash.

Learned counsel submits that the petitioner is innocent and has been falsely implicated in this case. It is submitted that the date of alleged occurrence is 24.01.2021 and the matter was reported to the Police for the first time on 28.01.2021. The petitioner has been brought within the purview of this case on the allegation that he is the purchaser of the looted motorcycle but in fact the petitioner is a bonafide purchaser of the vehicle and he was not knowing that the vehicle in question is theft one.

Mr.Akhileshwar Dayal, learned APP for the State has opposed the prayer for regular bail of the petitioner.

Having regard to the submission that the petitioner has been brought within the purview of this case on the allegation that he is the purchaser of the looted motorcycle but in fact the petitioner claims to be a bonafide purchaser of the vehicle and further considering that the petitioner has remained in judicial custody in connection with this case since 24.08.2021, he is not named as an accused involved in looting away of the motorcycle and has otherwise no criminal antecedent, the F.I.R. itself is said to have been lodged after four



days, this Court directs release of the petitioner above named on bail on furnishing bail bond of Rs. 25,000/- (Rupees Twenty Five Thousand only) with two sureties of the like amount each to the satisfaction of Additional Sessions Judge, III, Sheikhpura in connection with Jayrampur P.S. Case No. 02 of 2021 (S.T. No. 56/2021), subject to the condition as laid down under Section 437(3) Cr.P.C.

And further condition that the court below shall verify the criminal antecedent of the petitioner and in case at any stage it is found that the petitioner has concealed his criminal antecedent, the court below shall take steps for cancellation of bail bond of the petitioner. However, the acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

This application stands allowed.

(Rajeev Ranjan Prasad, J)

vats/-

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Note: The ordersheet duly signed has been attached with the record. However, in view of the present arrangements, during Pandemic period all concerned shall act on the basis of the copy of the order uploaded on the High Court website under the heading 'Judicial Orders Passed During The Pandemic Period'.

