

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.66080 of 2021

Arising Out of PS. Case No.-471 Year-2021 Thana- MADHEPURA District- Madhepura

Vipin Kumar @ Bipin Kumar, S/o- Chandan Kishore Yadav, Resident of
Village - Mokma, Suthaniya, P.S. - Basnahi, District - Saharsa.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sharda Nand Mishra, Adv.

For the Opposite Party/s : Mr.Akhileshwar Dayal, APP

CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL ORDER

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

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

Petitioner in the present case is seeking regular bail in
connection with Madhepura P.S. Case No.471 of 2021
registered for the offences punishable under Sections 414 and
419/34 of the Indian Penal Code. He is in custody since
16.06.2021. The petitioner has got no criminal antecedent.

Learned counsel for the petitioner submits that, as per
the prosecution story, one stolen motorcycle has been recovered
from the possession of the petitioner.

Learned counsel for the petitioner submits that the



petitioner is innocent and has been falsely implicated in this case merely on suspicion. Learned counsel submits that the petitioner has no concern with the alleged stolen motorcycle. It is submitted that the petitioner has remained in custody for 11 months approximately having no criminal antecedent.

Learned APP for the State is present and has opposed the prayer for regular bail of the petitioner.

Having regard to the submission that only one motorcycle is said to have been allegedly recovered from the possession of the petitioner and co-accused Suman Kumar, the petitioner has no criminal antecedent and has remained in custody for about 11 months approximately, investigation against him is complete and his presence may be secured in course of trial, this Court directs that the petitioner above named be released 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 learned C.J.M., Madhepura in connection with Madhepura P.S. Case No.471 of 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 step 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.

(Rajeev Ranjan Prasad, J)

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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'.

