

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.7405 of 2023

Arising Out of PS. Case No.-171 Year-2022 Thana- PIPRA District- East Champaran

RADHESHYAM TIWARI S/o Ram Kumar Tiwari R/o Village- Jahingra,
P.S.- Pipra, Distt-East Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rakesh Kumar No.1

For the Opposite Party/s : Mr.Dilip Kumar No. 1

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

2 03-05-2023 Heard the parties.

Petitioner seeks regular bail in connection with Pipra
PS Case No. 171 / 2022 (G.R. No. 3064 / 2022) dated
03/06/2022 registered under Section 399, 402, 414 of the IPC
and Section 25 (1-B)a / 26 / 35 of the Arms Act.

As per the FIR on basis of secret information Police
proceeded towards the place of occurrence and arrested five
persons including the petitioner. From possession of the
petitioner one stolen motorcycle was recovered and from
possession of other accused persons pistol and live cartridges
were recovered.

Learned counsel for the petitioner submits that
petitioner has not committed any offence in the manner alleged
and he has falsely been implicated in this case at the behest of
the Police. He further submits that petitioner has no concern



with the motorcycle in question. He next submits that one of the similarly situated accused person - Santosh Tiwari has been granted bail in Cr. Misc. No. 69332 / 2022. The petitioner is in custody since 04/06/2022.

Regard being had to the submission made by the parties, taking into consideration the material on record, the fact that petitioner is in custody since 04/06/2022, charge sheet has already been submitted, there is no likelihood that the petitioner will abscond or tamper with the evidence if released on bail and similarly situated co-accused has been granted bail by a Co-ordinate Bench of this Court, I am inclined to grant regular bail to the petitioner.

Let the petitioner, above named, be released on regular bail on furnishing bail bond of Rs. 10000/- (rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, East Champaran, Motihari in connection with Pipra PS Case No. 171 / 2022 (G.R. No. 3064 / 2022).

(Anil Kumar Sinha, J)

praful/-

U		T	
---	--	---	--

