

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.8086 of 2023**

Arising Out of PS. Case No.-386 Year-2022 Thana- MOUZAHDIPUR District- Bhagalpur

SHEKHAR KUMAR @ SHEKHAR DAS SON OF BACHAN DAS R/O  
MOHALLA- KUTUBGANJ, P.S.- BABARGANJ, DISTRICT-  
BHAGALPUR

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Manoj Kumar Jha

For the Opposite Party/s : Mr.Nityanand

**CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA**  
**ORAL ORDER**

2      10-05-2023                      Heard the parties.

Petitioner seeks regular bail in connection with  
Mojahidpur (Babarganj) PS Case No. 386 / 2022 corresponding  
to G.R. No. 4721 of 2022 dated 12.10.2022 registered under  
Section 414 of the IPC.

As per the prosecution story Police on the basis of  
secret information that some miscreants were negotiating for  
sale of one stolen motorcycle proceeded towards the place of  
occurrence and upon seeing the Police party two persons started  
fleeing away, however, Police apprehended them and upon  
interrogation the co-accused / Vishal Kumar told the Police that



petitioner had taken a loan of Rs. 5000/- from the co-accused and when the co-accused demanded the money back petitioner came with the stolen motorcycle and told the co-accused that if he would pay Rs. 5000/- extra the stolen motorcycle shall be given to him in lieu of the loan amount and the extra money.

Learned counsel for the petitioner submits that petitioner has got no criminal antecedent and he has falsely been implicated in this case merely on the basis of statement made by the co-accused. He next submits that stolen motorcycle was parked near the road and same was not recovered from conscious possession of the petitioner. The petitioner is in custody since 12.10.2022 having 19 years of age.

Regard being had to the submission made by the parties, taking into consideration the age of the petitioner, the fact that he has got no criminal antecedent, he is in custody since 12.10.2022 and charge sheet has already been submitted, 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 Smt. Kavita Kumari, JM 1<sup>st</sup> Class, Bhagalpur in connection with Mojahidpur (Babarganj) PS Case No. 386 /



2022 corresponding to G.R. No. 4721 / 2022.

(Anil Kumar Sinha, J)

praful/-

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