

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.9653 of 2023

Arising Out of PS. Case No.-413 Year-2022 Thana- BAKHTIYARPUR District- Patna

DEEPAK KUMAR Son of Jugeshwar Yadav Resident of Village - Madhopur,
P.S.- Bakhtiyarpur, District - Patna.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Tej Narayan Singh
For the Opposite Party/s : Mr.Veena Kumari Jaiswal

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 03-05-2023 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner has prayed for regular bail in a case
instituted for the offence under Sections 379 and 411 of the
Indian Penal Code.

According to prosecution case, the petitioner along
with other co-accused namely, Dhanesh Kumar were caught on
the spot by the security guards, while they were removing and
keeping the stolen articles in a field.

It is submitted by learned counsel for the petitioner
that petitioner has been falsely implicated in this case. He has
committed no offence. Nothing has been recovered from the
conscious possession or the house of the petitioner rather the
recovery has been made from the place of occurrence. He



submitted that in view of the seizure list, no cause is made out against the petitioner under Sections 379 and 411 of the IPC and the police after investigation submitted the charge sheet against the petitioner. The other co-accused has already been granted bail by a Co-ordinate Bench vide order dated 28.03.2023 passed in Cr. Misc. No. 69733 of 2022 and case of this petitioner stands on similar footing. He is languishing in judicial custody since 04.09.2022.

The application for bail is opposed by learned APP for the State.

Having heard learned counsel for the parties and considering the facts and circumstances of the case, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) with two sureties of the like amount each to the satisfaction of the learned A.C.J.M.-III, Barh (Patna) in connection with Bakhtiyarpur P.S. Case No. 413 of 2022.

(Sunil Kumar Panwar, J)

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