

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.6871 of 2022

Arising Out of PS. Case No.-251 Year-2021 Thana- PANCHRUKHI District- Siwan

VIJAY SHANKAR DWIVEDI Son of Suresh Dwivedi @ Suresh Dubey
Resident of Village- Dular Patti, P.S.- Shanichari, District- West Champaran,
Bihar.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Prashant Kumar, Advocate

For the Opposite Party/s : Mr.Syed Ehteshamuddin, APP

CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

4 02-01-2023 Heard the learned counsel for the petitioner and
the learned APP for the State.

The petitioner seeks regular bail in connection
with Pachrukhi (Sarai O.P.) PS case no. 251 of 2021 instituted
for the offences punishable under Sections 461, 379, 411 of the
Indian Penal Code.

The allegation is regarding the informant, who is
stated to be the Senior Manager of a Company namely Icon
Global Venture, having received information on 25.10.2021 at
about 4.45 am in the morning from the petitioner, who is the
Branch Manager in the same Company that thieves have broken
the lock of the Branch and have taken away a sum of
Rs. 6,82,000/- and other articles like T.V., Fan etc.



The learned counsel for the petitioner submits that the petitioner is innocent, has been falsely implicated in the present case, is having a clean antecedent and is languishing in custody since 27.10.2021. It is further submitted that the petitioner has been falsely implicated in the present case, although he has got no role to play in the alleged occurrence, nonetheless, the petitioner is ready to abide by such terms and conditions, as may be deemed fit and appropriate, for the purposes of grant of bail.

Per contra, the learned APP for the State has referred to the case diary in question, more particularly, the seizure list to submit that a sum of Rs. 6,59,120/- has been recovered from the house of the petitioner, hence the petitioner is definitely having complicity in the alleged occurrence.

Having regard to the facts and circumstances of the case, considering the submissions made by the learned counsel for the parties and taking into account the materials available on record as also considering the materials available in the case diary, though I am not inclined to grant bail to the petitioner, at the moment, however, I direct for release of the petitioner on bail immediately upon framing of charge by the learned trial court, subject to such conditions, as may be deemed fit and



appropriate to be imposed by the learned court of A.C.J.M.-VI,
Siwan in connection with Pachrukhi (Sarai O.P.) PS case no.
251 of 2021.

The present petition stands disposed off with the
aforesaid observations and directions.

(Mohit Kumar Shah, J)

rinkee/-

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

