

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.8891 of 2023**

Arising Out of PS. Case No.-4 Year-2018 Thana- SHEIKHOPUR SARAI District-
Sheikhpura

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Kaliya Mahto @ Raju Prasad Son Of Sri Binod Mahto @ Binod Prasad R/V-
Panchi, P.S.- Shekhopur Sarai, District- Shekhpura

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Ritesh Kumar

For the Opposite Party/s : Mr.Ramchandra Sahn

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**CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER**

3 23-06-2023 Heard learned counsel for the petitioner and

learned APP for the State.

The petitioner has filed the instant application for
grant of regular bail in a case registered for the offences
punishable under Sections 406, 420, 467, 468, 471, 120B
and 34 of the Indian Penal Code.

Prosecution case in short is that the police
received an information that some persons were cheating
money from the people to become the agents of shopping
company in lucky draw and were collecting the money, on
that, police raided the place and apprehended three co-
accused persons and this petitioner along with several other



co-accused persons managed to flee away from the place of occurrence.

It is submitted by learned counsel for the petitioner that the petitioner is innocent and he has falsely been implicated in the present case. The petitioner is not named in F.I.R. rather his name came into light in this case on the basis of disclosure made by the apprehended co-accused persons before the police. It is also submitted that neither the petitioner was arrested on spot nor he has any concern either with the other co-accused persons or with this alleged offence. Nothing incriminating article has been recovered from his possession. A statement has been made in para-3 of this petition that the petitioner has got no criminal antecedent. Similarly situated other co-accused persons have already been granted bail by the different co-ordinate Bench of this Court vide order dated 18.11.2019 in Cr. Misc. No. 70231 of 2019. Moreover, the petitioner is languishing in judicial custody since 16.09.2022.

Learned APP appearing for the State has vehemently opposed the prayer for Bail.

Having heard learned counsel for the parties and



taking into consideration the facts and circumstances of the case as well as period of custody of the petitioner, this Court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be enlarged on bail in connection with Shekhopur Sarai P.S. Case No. 04 of 2018 on furnishing bail bond of Rs. 10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Sheikhpura.

(Sunil Kumar Panwar, J)

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