

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.9352 of 2023

Arising Out of PS. Case No.-951 Year-2022 Thana- TURKAULIYA District- East
Champaran

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UMESH MUKHIYA S/O Late Raman Mukhiya R/O Village- Chailaha ward
No-4, P.S- Banjariya, District- East Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Abhishek Kumar
For the Opposite Party/s : Mr.Pawan Kumar Chaurasia

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 20-06-2023 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 414/34 of the Indian
Penal Code.

The allegation against the petitioner is that from his
possession a stolen motorcycle has recovered.

It is submitted by learned counsel for the petitioner
that petitioner has been falsely implicated in this case due to
ulterior motive. He has committed no offence. Petitioner has
apprehended on spot. He submitted that the co-accused Ram
Dayal Mukhiya has taken the petitioner on his motorcycle for
meeting his relation. On seeing the police, he left the motorcycle



on the road and fled away and on mere suspicion, the police arrested the petitioner with the motorcycle. The trial of this case is triable by learned Judicial Magistrate. He is languishing in judicial custody since 02.10.2022.

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 as well as period of custody, 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 C.J.M., Motihari, East Champaran in connection with Turkauliya P.S. Case No. 951 of 2022.

(Sunil Kumar Panwar, J)

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