

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.9909 of 2023

Arising Out of PS. Case No.-136 Year-2022 Thana- SHEIKHOPUR SARAI District-
Sheikhpura

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KALIYA MAHTO @ RAJU PRASAD S/o Sri Binod Mahto R/o Village-
Panchi, P.S.- Shekhopur Sarai, Distt- Shekhpura.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

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

For the Opposite Party/s : Mr. Amitesh Kumar, APP

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CORAM: HONOURABLE MR. JUSTICE SHAILENDRA SINGH
ORAL ORDER

2 04-05-2023 1. Heard learned counsel for the petitioner and
the learned APP for the State.

2. Petitioner seeks regular bail in connection
with Sheikhopur Sarai P.S. Case No.136 of 2022 dated
17.08.2022 registered for the offences punishable under
Sections 419, 420, 467, 468, 471, 406, 120(B) and 34 of the
Indian Penal Code.

3. The main submissions advanced by the
learned counsel for the petitioner are that in the present matter
altogether 37 persons including the petitioner have been named
in the FIR, though there is an allegation of cheating the innocent
persons by using electronic devices but the said allegation is
against several persons including the petitioner and petitioner's
any specific role has not been revealed in the FIR, though he is



stated to have been arrested with two co-accused persons but from his possession only one mobile phone was allegedly recovered, in fact at the time of his arrest the petitioner was sleeping in his house and he was called by his co-villager and when he came out of his house he was arrested by the police, the petitioner has been languishing in jail since 18.08.2022 and against him there is criminal antecedent of one case.

4. Learned APP appearing for the State has opposed the bail prayer.

5. Considering the above submissions and mainly the facts that several persons have been named in the FIR and from the possession of the petitioner only one mobile phone is stated to have been recovered, in the opinion of this Court a lenient approach can be taken in respect of the petitioner's prayer, let the petitioner be released on bail on furnishing bail bond of Rs.10,000/-(Ten Thousand) with two sureties of the like amount each to the satisfaction of the concerned Court in connection with Sheikhopur Sarai P.S. Case No.136 of 2022.

(Shailendra Singh, J)

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