

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.12324 of 2023

Arising Out of PS. Case No.-219 Year-2022 Thana- BALIYA District- Begusarai

MD. GULAB Son of Md. Lalbabu R/V- Naya Tola, Rajapur, Post Agapur,
P.S- Mansoorchak, Dist- Begusarai

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sandip Kumar Gautam
For the Opposite Party/s : Mr.Narsingh Tanti

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 20-07-2023 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 Section 395 of the Indian Penal
Code.

As per FIR, the allegation against the petitioner along
with others is said to have overtake the informant's pick-up van
Bearing No. WB37E-2097 and looted it, which was loaded by
Cauliflowers.

It is submitted by learned counsel for the petitioner
that petitioner has been falsely implicated in this case. He has
committed no offence. No any looted article or looted pickup
van was recovered from possession or house of the petitioner.
During course of investigation, one Krishna Kumar was arrested



from a pickup van bearing Re. no. BR09GB-7119 about whom, the informant stated that he committed the said occurrence and who also disclosed the name of the petitioner as culprit. Similarly situated co-accused namely, Ravi Kumar has already been granted bail by this Court vide order dt. 24.6.2023 passed in Cr. Misc. No. 31101 of 2023. Moreover, the petitioner has been remanded in this case from Balia P.S. case No. 221 of 2022 and languishing in judicial custody since 08.09.2022.

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 C.J.M., Begusarai in connection with Baliya P.S. Case No. 219 of 2022.

(Sunil Kumar Panwar, J)

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