

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.15119 of 2023

Arising Out of PS. Case No.-432 Year-2022 Thana- RAJAPAKAR District- Vaishali

VIKASH KUMAR S/O RAJ KUMAR RAJAK R/V- JAFFARPATTI
BAHURAHARA, P.S.- RAJAPAKAR, DISTRICT- VAISHALI

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ravish Mishra, Adv.

For the Opposite Party/s : Mr. Shahabuddin Azeem @ S. Azeem, APP

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

3 09-10-2023 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

2. The petitioner apprehends his arrest in a case registered
for the offence punishable u/s 379, 411 and 34 of the Indian
Penal Code.

3. Allegedly, the electric motor pump set from the field of
the informant was stolen. It is alleged that, on raid, the police
recovered the stolen item loaded on a bike from the house of the
petitioner.

4. It is submitted by learned counsel for the petitioner that
petitioner is quite innocent and has committed no offence. He
has been falsely implicated in this case due to ulterior motive.
No incriminating article has been recovered from the conscious
physical possession of the petitioner. The allegation leveled



against the petitioner is not specific rather general and omnibus in nature. He further submits that the said motorcycle from which the recovery has been made does not belongs to the petitioner, which is also mentioned in para-2 of the Supplementary Affidavit. Petitioner has no criminal antecedent.

5. Learned APP for the State opposed the prayer for bail.

6. Having regard to the facts and circumstances of the case, let the above named petitioner, be released on bail, in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, on furnishing bail bond of Rs. 25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned court below where the case is pending/Successor Court in connection with Rajapakar P.S. Case No.432 of 2022, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

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