

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.18873 of 2023

Arising Out of PS. Case No.-156 Year-2022 Thana- GURARU District- Gaya

Neeraj Kumar @ Niraj Kumar S/O- Devnandan Yadav Village- Gend Bigha
Ps- Guraru Dist- Gaya

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Manisha Prakash, Advocate

For the Opposite Party/s : Mr. Tapeswar Sharma, A.P.P.

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

2 14-06-2023 Heard Mr. Manisha Prakash, learned Counsel

appearing on behalf of the petitioner and Mr. Tapeswar

Sharma, learned A.P.P. appearing on behalf of the State.

2. The petitioner seeks pre-arrest bail in
connection with Guraru P.S. Case No. 156 of 2022 for the
offences punishable under Sections 379 of the Indian Penal
Code.

3. The prosecution story, in brief, is that a diesel
pumping set kept in front of the house of the informant was
stolen and the informant identified the person, namely,
Rajan Kumar along with 2-3 persons were taking away the
pumping set on a cart(*Thela*) from the house of the
informant.



4. Learned counsel appearing on behalf of the petitioner submits that the petitioner is an innocent person has falsely been implicated in this case on the basis of confessional statement. He further submits that the petitioner has got no criminal antecedent and he has just passed his intermediate examination and is pursuing his further studies. He further submits that no stolen article has been recovered from the possession or house of the petitioner.

5. Considering the rival submissions made by the parties as well as the fact that petitioner is a student and no stolen article has been recovered from his house or his possession, I am of the opinion that petitioner has, *prima facie*, made out a case to be released on anticipatory bail.

6. The petitioner, above named, is directed to be released on anticipatory bail, in the event of his arrest or surrender before the learned Court below within a period of four weeks from today, on furnishing bail bond of Rs. 10,000/- (Ten Thousand only) with two sureties of the like amount each, to the satisfaction of learned Judicial Magistrate 1st Class, Gaya in connection with Guraru Police Station Case No. 156 of 2022, subject to the condition as



laid down under Section 438(2) of the Cr.P.C.

7. The present bail application, accordingly, stands
disposed of.

(Purnendu Singh, J)

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