

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.21059 of 2023

Arising Out of PS. Case No.-81 Year-2022 Thana- SHEKHPURA District- Sheikhpora

Vikash Kumar, aged about years, Male Son of Lalo Mahto, Resident of
Village- Sadanandpur P.S.-Balua District- Begusarai.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

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

For the Opposite Party/s : Ms. Anita Kumari, APP

CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA
ORAL ORDER

2 18-05-2023 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in connection with
Sheikhpura (Sirari O.P.) P.S. Case No. 81 of 2022 dated
02.03.2022 registered for the offence punishable under Sections
379 and 414 of the Indian Penal Code.

The prosecution case in nutshell is that while the
police party was on patrolling duty, they apprehended co-
accused Congress Kumar and on the basis of his statement a
chain of stolen motor-cycle and arrest of accused persons had
been made out. The petitioner was arrested with a stolen motor-
cycle.

Learned counsel for the petitioner submits that
petitioner is falsely implicated in this case and no motor-cycle
has been recovered from the conscious possession of the
petitioner. Petitioner is in jail custody since 03.03.2022. He has



no criminal antecedent. Chargesheet against the petitioner has been filed in this case and there is no chance of absconding of petitioner or tampering of the evidence, if he is granted bail.

Learned counsel for the petitioner further submits that similarly situated co-accused persons namely, Santosh Kumar; Congress Kumar and Ganesh Kumar have been granted bail by Co-ordinate Benches of this Court vide order dated 10.08.2022 in Cr. Misc. No. 20500 of 2022; order dated 16.08.2022 in Cr. Misc. No. 25069 of 2022 and order dated 16.08.2022 in Cr. Misc. No. 23331 of 2022 respectively.

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

Considering the facts and circumstances of the case and submission of learned counsel for the parties, let the petitioner above named, be released on bail upon furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Sheikhpura in connection with Sheikhpura (Sirari O.P.) P.S. Case No. 81 of 2022.

(Sunil Dutta Mishra, J)

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