

IN THE HIGH COURT OF JUDICATURE AT PATNA

CRIMINAL MISCELLANEOUS No.29323 of 2023

Arising Out of PS. Case No.-286 Year-2022 Thana- PAHARPUR District- East Champaran

Anil Sahani Son of Ramayan Sahani, Resident of Villave-Sareya, Mishrain
Tola, PS-Paharpur, Dist-East Champaran. Petitioner/s

Versus

The State of Bihar. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ramchandra Sahni, Adv.

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

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN

ORAL ORDER

2 08-06-2023 Let the defect(s), if any, be removed within two weeks
from today.

2. Heard learned counsel for the petitioner and
learned A.P.P. for the State.

3. The petitioner seeks regular bail in connection with
Paharpur P.S. Case No. 286 of 2022, lodged under Sections
414/34 of the Indian Penal Code.

4. As per prosecution case, the present F.I.R. has been
lodged against two named accused persons alleging therein that
upon seeing the Police, these two accused persons who were
going on bullet motorcycle started fleeing away leaving the
motorcycle. The Police upon inquiry from *chaukidar* received
information about the name of present petitioner and one Badal
Sahni and that the said motorcycle is subject to theft which are
being used by them.

5. Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence. He further
submits that petitioner is in custody since 27.02.2023, there are



four criminal cases pending against him in which he is on bail and charge sheet has already been filed in this case. Learned counsel for the petitioner further submits that petitioner has not been apprehended from the place of occurrence, nothing has been recovered from his possession but merely on the information provided by *chaukidar* the name of petitioner has been inserted in the F.I.R.

6. Learned counsel for the State opposes the prayer for bail.

7. In the present facts and circumstances of this case and the submissions made above, let the petitioner above named, be granted bail on furnishing bail bonds of Rs.30,000/- (Rupees Thirty thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, East Champaran, Motihari in connection with Paharpur P.S. Case No. 286 of 2022, subject to the conditions as laid down under Section 437(3) of Cr.P.C..

8. With this observation, the bail application stands allowed.

(Dr. Anshuman, J.)

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