

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.32391 of 2023

Arising Out of PS. Case No.-24 Year-2023 Thana- BETTIAH CITY District- West
Champaran

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Rahul Kumar Son Of Birendra Rai Resident Of Village- Ghodmarwa, P.S.
Banjariya, District-East Champaran, Motihari

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Rajesh Kumar

For the Opposite Party/s : Mr. Manoj Kumar

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CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 21-07-2023 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

2. The petitioner is apprehending his arrest in a case
registered for the offence punishable under Sections 379/34 of
the Indian Penal Code.

3. Petitioner is said to have stolen the motorcycle of
the brother-in-law of the informant.

4. Learned counsel for the petitioner submits that
the petitioner is innocent and has been falsely implicated in this
case. He submits that the petitioner has been made accused in
this case on the basis of confessional statement of co-accused
who is on inimical terms with the petitioner. He further submits
that petitioner has no criminal antecedent as stated in para-3 of
this application.



5. Learned APP for the State opposes the prayer for bail and submits that the stolen motorcycle has not yet been recovered.

6. Considering the facts and circumstances of the case, let the above named petitioner in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, be enlarged on bail 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 Town P.S. Case No. 24 of 2023, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

However, the learned court below shall accept the bail bond of the petitioner after verifying the fact that the petitioner has got no criminal antecedent.

(Anjani Kumar Sharan, J)

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