

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.36675 of 2023

Arising Out of PS. Case No.-286 Year-2021 Thana- SINGHESHWAR District- Madhepura

Kanhaiya Chaudhary @ Murari Choudhary @ Kanhaiya Kumar, S/O Late
Deo Narayan Chaudhary R/O Village- Latauna, P.S- Tribeniganj, Distt.-
Supaul.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Dr. Sanjay Kumar Singh, Advocate

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

**CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH
SINGH**

ORAL ORDER

2 07-07-2023 Learned counsel for the petitioner is permitted to
remove defect (s), as pointed out by the office, if any, within a
period of four weeks on resumption of physical mode.

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

The petitioner has preferred this application for grant
of regular bail in connection with Singheshwar P.S. Case No.
286 of 2021 dated 07.12.2021 registered for the offences
punishable u/s 392 of the Indian Penal Code.

As per the prosecution case, four unknown miscreants
boarded on two motorcycles intercepted the informant and
looted Rs. 3,00,000/- in cash by breaking the *dicky* of the
motorcycle of the informant on gun point.



Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in this case. The petitioner is not named in the F.I.R. The name of the petitioner has sprung up in the confessional statement of the co-accused persons namely Sagar Kumar and Rakesh Roushan. Nothing has been recovered from the conscious possession of the petitioner. The petitioner is also accused in seven other criminal cases and he is on bail in two aforesaid cases as stated in para 3 of the bail petition. The petitioner is in custody since 18.01.2023

Learned A.P.P. for the State has vehemently opposed the bail petition of the petitioner.

Considering the aforesaid facts and circumstances of the case as well as the period of custody, the petitioner above-named, is directed to be enlarged on bail on furnishing bail-bond of Rs.20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Court concerned, Madhepura in connection with Singheshwar P.S. Case No. 286 of 2021 with the condition :-

1. The petitioner is directed to remain physically present before the learned Court below



on each and every date, failing
which on two consecutive
dates without reasonable cause,
his bail bonds are liable to be
cancelled.

The application stands allowed.

(Chandra Prakash Singh, J)

Gautam/-

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