

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.40275 of 2022

Arising Out of PS. Case No.-135 Year-2022 Thana- ARA MUFFSIL District- Bhojpur

JITU KUMAR @ JITU YADAV S/o Ganesh Rai @ Ganesh Yadav Resident
of Village - Dhudkhuan, P.S. Ara Muffasil, District - Bhojpur.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ramashray Roy, Advocate
For the Opposite Party/s : Mrs. Madhuri Lata, A.P.P.

CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

3 24-01-2023 Heard the learned counsel for the
petitioner and the learned A.P.P. for the State.

The petitioner seeks regular bail in
connection with Ara Muffasil P.S. Case No. 135 of
2022, registered for the offence punishable under
Section 414 of the Indian Penal Code.

The allegation is regarding police having
apprehended a person namely Tuntun Singh,
whereupon a search was made near bush of his
house and four stolen motorcycles were recovered.
During investigation, the said Tuntun Singh is
stated to have confessed his guilt and had



disclosed that he had sold two motorcycles to the petitioner herein, whereupon the house of the petitioner was raided and one motorcycle was recovered from his house.

The learned counsel for the petitioner has submitted that the petitioner is innocent, he has been falsely implicated in the present case and he is languishing in custody since 08.05.2022. It is further submitted by the learned counsel for the petitioner that though the petitioner is an accused in two other cases, but he is on bail in one of the said two cases. The learned counsel for the petitioner has also submitted that the petitioner had purchased the motorcycle from one Tuntun Singh, for which an agreement was also entered, hence the petitioner is not having any complicity in the matter.

Per contra, the learned A.P.P. for the State has vehemently opposed the prayer for bail.

Having regard to the facts and circumstances of the case, considering the submissions made by the learned counsel for the



petitioner and taking into account the nature of allegations levelled against the petitioner herein, apart from the fact that he is languishing in custody since about eight months, I deem it fit and proper to admit the petitioner to the privilege of bail.

Accordingly, the petitioner, above named, is directed to be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned A.C.J.M.-VII, Bhojpur at Ara in connection with Ara Muffasil P.S. Case No. 135 of 2022.

(Mohit Kumar Shah, J)

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