

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.41272 of 2023**

Arising Out of PS. Case No.-364 Year-2023 Thana- MOTIHARI TOWN District- East
Champaran

MANISH KUMAR, S/o- SURENDRA CHAUDHARY, Village- Morehe Ps-
Fatehpur Dist- Gaya

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Vishwa Ranjan Choudhary, Advocate
For the Opposite Party/s : Mr.Mithlesh Kumar Khare, APP

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

ORAL ORDER

2 21-07-2023 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.

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

3. The petitioner has preferred this application for
grant of regular bail in connection with Motihari Town P.S. Case
No. 364 of 2023, G.R. Case No. 2929 of 2023 dated 14.05.2023
registered for the offences punishable u/ss 420 and 188 read
with Section 34 of the Indian Penal Code and u/s 66D of the I.T.
Act.

4. As per the prosecution case, one electronic device
was recovered from the underwear of the petitioner during the
course of examination of Central Selection Board of Constable



Recruitment.

5. Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in this case. Nothing has been recovered from the conscious possession of the petitioner. It is further submitted that the petitioner has no concern with the alleged recovery. The petitioner has got clean antecedent as stated in para 3 of the bail petition. The petitioner is in custody since 15.05.2023.

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

7. 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, East Champaran, Motihari in connection with Motihari Town P.S. Case No. 364 of 2023, G.R. Case No. 2929 of 2023.

8. The application stands allowed.

(Chandra Prakash Singh, J)

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