

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.46001 of 2023

Arising Out of PS. Case No.-49 Year-2023 Thana- SINGHESHWAR District- Madhepura

RAJESH KUMAR S/O DHIRENDRA PRASAD YADAV R/O Village-
Parwa Navtol, Ward No. 12, Bishunpur Sant Nagar, P.S- Murliganj, Distt-
Madhepura.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Uday Chand Prasad

For the Opposite Party/s : Mr.Kumar Veerendra Narayan

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 04-08-2023 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has prayed for regular bail in a case
instituted for the offence under Sections 399, 402 and 414 of the
Indian Penal Code, Sections 25(1-b)A, 35 and 26 of the Arms
Act and Sections 18(a), 20(a) and 22(a) of the N.D.P.S. Act.

3. As per prosecution case, six miscreants were riding
on two motorcycles seeing the police party tried to flee away
but after chase six miscreants out of three miscreants have
apprehended. It is further alleged that on search, a mobile has
been recovered from the possession of petitioner and other
incriminating articles from other co-accused persons and 380
gram *Ganja* has recovered from the said motorcycle.

4. It is submitted by learned counsel for the petitioner
that petitioner has been falsely implicated in this case. He has



committed no offence. Petitioner has apprehended on spot. The petitioner has no concern with the seized/incriminating articles. No incriminating articles have been recovered from the conscious possession of the petitioner. He further submitted that the other co-accused has already been granted bail by a Co-ordinate Bench vide order dated 05.07.2023 passed in Cr. Misc. No. 36896 of 2023. He is languishing in judicial custody since 04.03.2023.

5. The application for bail is opposed by learned APP for the State.

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case as well as the period of custody, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) with two sureties of the like amount each to the satisfaction of the learned Court below in connection with Singheshwar P.S. Case No. 49 of 2023.

(Sunil Kumar Panwar, J)

arish/-

U			
---	--	--	--

