

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.47125 of 2023

Arising Out of PS. Case No.-165 Year-2023 Thana- GARKHA District- Saran

SUMAN KUMAR, S/O PRABHU RAI, R/O Village- Tahal Tola, P.S-
Garkha, Distt.- Saran at Chapra.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Vijay Kumar Srivastva, Advocate

For the Opposite Party/s : Mr.Rana Randhir Singh, APP

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

ORAL ORDER

2 03-08-2023 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 Garkha P.S. Case No. 165 of
2023 dated 30.03.2023 registered for the offences punishable u/ss
413, 414 read with Section 34 of the Indian Penal Code.

4. As per the prosecution case, during the vehicle
checking by police, five miscreants were seen on three
motorcycles. On signal to stop, one of the miscreants succeeded in
fleeing away with motorcycle. One person was apprehended with
motorcycle but the person sitting on said motorcycle succeeded in



fleeing away. The apprehended miscreant disclosed his name as Suman Kumar (petitioner) and he also disclosed the name of his associates.

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 and he has no concern with the alleged recovery. The petitioner has clean antecedent as stated in para 3 of the bail petition. The petitioner is in custody since 31.03.2023.

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, Saran at Chapra in connection with Garkha P.S. Case No. 165 of 2023.

8. The application stands allowed.

(Chandra Prakash Singh, J)

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