

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No. 46270 of 2022

Arising Out of PS. Case No.-66 Year-2022 Thana- MALAYPUR District- Jamui

Nityanand Rawat @ Nitiyanand Rawat Son Of Sukhdeo Rawat R/O Ward
No.- 3, Main Road, Sojhana, P.S.- Jhajha, District - Jamui, Pin - 811308.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Amit Narayan, Advocate

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

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 11-01-2023 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner is in custody in a case registered for the
offence punishable under Sections 406, 420 and 379 of the
Indian Penal Code.

Prosecution case is that 6,500 bags of cement were
found missing from the godown where the petitioner was
employed as godown keeper.

Learned counsel for the petitioner submits that
petitioner has falsely been implicated in this case. He further
submits that entire prosecution is a fairy tale nurtured by the
informant and, in fact, the informant and one Mukesh Kumar
sold 6,500 bags of cement kept in the Om Prakash Godown,
whereas the petitioner objected the same, they applied criminal



force upon him and attempted to kill him, consequently, the petitioner sustained grievous injury on his right shoulder, as such, father of the petitioner instituted a criminal Complaint Case No. 733 of 2022 under Sections 307, 308, 386, 379 and 384/34 of the IPC against Sanjeev Chaudhary (Informant) and Mukesh Kumar. He further submits that nothing was recovered from the possession of the petitioner and there is no material in respect of commission of the offence against the petitioner. Petitioner is in judicial custody since 21.06.2022.

Learned APP appearing for the State has opposed the prayer for regular bail.

Having heard learned counsel for the parties and considering the facts and circumstances of the case, this Court is inclined to enlarge the petitioner on bail. The above named petitioner 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 CJM, Jamui in connection with Malaypur P.S. Case No. 66 of 2022.

(Sunil Kumar Panwar, J)

Brajesh Kumar/-

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