

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.57953 of 2023

Arising Out of PS. Case No.-308 Year-2023 Thana- DAUDNAGAR District- Aurangabad

Rupesh Kumar S/O Dayanand Singh R/O Village- Nasriganj (YADAV Toli),
Ps. Nasriganj Dist. Rohtas (BIHAR)

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Bachan Jee Ojha

For the Opposite Party/s : Mr.Nagendra Prasad

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 01-09-2023 Heard learned counsel for the petitioner and
learned APP for the State.

The petitioner has prayed for regular bail in a case registered for the offence punishable under sections 420, 467, 468, 414, 471, of the Indian Penal Code.

As per prosecution case, some people caught hold the petitioner and alleged that he used to withdraw money from ATM by changing ATM Card. The police was informed who came at the place of occurrence and arrested the petitioner and from his possession one motorcycle some ATM Cards and cash Rs. 5180/- were recovered.

Learned counsel for the petitioner submits that the petitioner is innocent and has committed no offence. He has



falsely been implicated in this case merely on the basis of suspicion. The petitioner was merely passing besides the ATM and he was not found inside the ATM booth. It is further submitted that no one has complained against the petitioner that the petitioner committed fraud with him. The petitioner is languishing in judicial custody since 26.05.2023.

Learned APP appearing for the state has opposed the prayer of regular bail.

Having heard learned counsel for the parties and considering the facts and circumstances of the case as well as custody of the petitioner, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be released on bail in connection with Daudnagar P.S. Case No. 308 of 2023 on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned concerned Court.

(Sunil Kumar Panwar, J)

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