

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.58940 of 2023

Arising Out of PS. Case No.-422 Year-2023 Thana- PATNA RAIL P.S. District- Patna

SUNNY KUMAR SON OF LATE VIGAN SHAHNI R/O KALCHIDHAR,
POLICE LINE, PS- GANDHI MAIDAN, DIST- PATNA

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Aryan Singh

For the Opposite Party/s : Mr.Mritunjay Kumar Nirala

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 04-09-2023 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 379, 411/34 of the
Indian Penal Code.

3. As per prosecution case, the informant was
charging his phone on Patna Junction, two boys came and took
his phone, who were caught hold by the help of police, and they
disclosed their name as Sunny Kumar (petitioner) and one
mobile has been recovered from the possession of the petitioner
and from other co-accused.

4. It is submitted by learned counsel for the petitioner
that petitioner has been falsely implicated in this case. He has
committed no offence. He submitted that the informant's phone



was recovered from co-accused Yasir Rashid and admittedly does not found from the possession of the petitioner. Due to highhandedness of the police, petitioner has been falsely implicated in the present case. Petitioner has got no criminal antecedent as stated in para-3 of the bail petition. He is languishing in judicial custody since 23.05.2023.

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 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 Patna Rail P.S. Case No. 422 of 2023.

(Sunil Kumar Panwar, J)

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