

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.61341 of 2023**

Arising Out of PS. Case No.-344 Year-2021 Thana- KATEYA District- Gopalganj

Chhabila Chauhan @ Chhabila Mahato S/O Rajmangal Chauhan @
Rajmangal Mahato R/O Village- Chhitauna, Ps. Kateya, Dist. Gopalganj

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Vikash Kumar Shukla, Advocate

For the Opposite Party/s : Mr. Shahabuddin Azeem @ S. Azeem, APP

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

ORAL ORDER

2 12-09-2023 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 Kateya P.S. Case No. 344 of 2021 dated 25.09.2021 registered for the offences punishable u/s 392 of the Indian Penal Code.

4. As per the prosecution case, four unknown miscreants boarded on two motorcycles are alleged to have



looted the informant's motorcycle.

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. The petitioner is not named in the F.I.R. The name of the petitioner has sprung up in the confessional statement of the co-accused, Pintu Chauhan. Similarly situated co-accused person has already been granted bail by this court vide order dated 16.08.2023 passed in Cr. Misc. No. 50476 of 2023. The petitioner is accused in five other criminal cases and he is on bail in all the said criminal cases as stated in para 3 of the bail petition. The petitioner is in custody since 23.01.2023.

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, Gopalganj in connection with Kateya P.S. Case No. 344 of 2021, with the condition :-



(i) The petitioner is directed to remain physically present before the learned Court below on each and every date, failing which on two consecutive dates without reasonable cause, the bail bond of the petitioner is liable to be cancelled.

8. The application stands allowed.

(Chandra Prakash Singh, J)

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