

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.62049 of 2023

Arising Out of PS. Case No.-440 Year-2022 Thana- CHAKIA District- East Champaran

Mansoor Md. Gayashuddin @ Gayasuddin Village- Kuawan, Ward No. 13,
Ps- Chakia Dist- East Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rahul Singh

For the Opposite Party/s : Mr.Tarun Prasad Mandal

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 15-09-2023 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 379, 411, 34 of the Indian Penal Code.

As per prosecution case, the allegation against the petitioners is that they have stolen the mobile of the informant.

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 confessional statement of co-accused. The petitioner has no concern with the alleged occurrence nor from co-accused



persons. It is further submitted that looted mobile has not been recovered from his conscious possession rather it was recovered from co-accused person who has already been granted bail by learned Court below vide order dated 11.01.2023 passed in B.P. No. 15 of 2023. Moreover, the petitioner is languishing in judicial custody since 03.07.2023.

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 Chakia P.S. Case No. 440 of 2022 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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