

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.63500 of 2023

Arising Out of PS. Case No.-1031 Year-2022 Thana- BHAGALPUR KOTWALI District-
Bhagalpur

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Raju Mallik Son of Shri Bhushan Dom @ Bhushan Mehtar, Mohalla- Deep
Nagar, P.S.- Jogsar (Kotwali), Dist- Bhagalpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Indeshwari Prasad Mandal, Advocate
For the Opposite Party/s : Mr.Parmanand Prasad, APP

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 10-10-2023 Heard learned counsel for the petitioner and learned APP
for the State.

2. The petitioner seeks bail in a case instituted for the
offences under Section 379 of the Indian Penal Code.

3. The prosecution case, in short, is that on 22.10.2022
Sariya (rod) weighing 60-70 kg has been theft and again on
04.11.2022, 25-30 kg Sariya (rod) of the company has been
theft. When it was traced out, it was noticed that the petitioner
has hand in this theft, who has recently come out from the jail
custody.

4. It has been submitted on behalf of the petitioner that the
petitioner is in custody since 05.11.2022. There is no allegation
of tampering of witnesses alleged against the petitioner. Charge-



sheet has been submitted in the present case. The petitioner has falsely been implicated in the present case. The name of the petitioner has transpired in this case merely on the basis of suspicion. Except for suspicion, there is no other substantive evidence to suggest the implication of the petitioner in this case. There is no recovery of any incriminating article from the possession of the petitioner.

5. On behalf of the State, it is submitted that the petitioner is named in the F.I.R.

6. Considering the aforesaid facts and circumstances, let the petitioner, above named, be released on bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned court below/concerned Court in connection with Kotwali (Jogsar) P.S. case No.1031/2022.

(Sudhir Singh, J)

Narendra/-

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