

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.65538 of 2023

Arising Out of PS. Case No.-561 Year-2022 Thana- BODHGAYA District- Gaya

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Dipu Manjhi @ Dipu Kumar S/O- Rajdeo Manjhi Village- Pakardih Ps-
Bodhgaya Dist- Gaya

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Aryan Singh

For the Opposite Party/s : Mr.Yogendra Kumar

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CORAM: HONOURABLE MR. JUSTICE KHATIM REZA

ORAL ORDER

2 07-11-2023 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends arrest in connection with
Bodhgaya P.S. Case No. 561 of 2022, dated 08.09.2022,
instituted for the offence punishable under Sections 414, 467/34
of the Indian Penal Code.

3. As per allegation in the FIR, when the informant along
the police personnel were on patrolling duty they noticed that
two miscreants were coming on a motorcycle. When police
tried to stop them, they started fleeing away. On chase, police
party apprehended them. On query, they disclosed their name as
Chhotu Kumar and Rakesh Kumar and they did not produce any
valid document of the motorcycle. It is further alleged that co-
accused persons also disclosed the name of the petitioner.

4. Learned counsel for the petitioner submits that the



petitioner is innocent and has falsely been implicated in this case. The petitioner has been made accused only on the basis of confessional statement of apprehended co-accused Chhotu Kumar. The stolen motorcycle was recovered from the possession of the two persons, who were apprehended at the spot. It is next submitted that the petitioner has no concern either with the apprehended person or recovered stolen motorcycle. The petitioner has no criminal antecedents as per statement made in para 3 of the bail petition.

5. Learned A.P.P. has opposed the prayer for bail of the petitioner.

6. Having considered the facts and circumstances of the case and submissions of learned counsel for the parties, in the event of arrest / surrender of the petitioner within a period of six weeks from today, in connection with Bodhgaya P.S. Case No. 561 of 2022, he shall be released on anticipatory bail upon furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned Judicial Magistrate 1st Class Gaya, subject to condition as laid down under Section 438(2) of the Cr.P.C.

(Khatim Reza, J)

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