

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.74515 of 2023

Arising Out of PS. Case No.-372 Year-2023 Thana- NOORSARAI District- Nalanda

Mani Bhushan Kumar @ Sanjeev Kumar @ Mani Gope Sumindra Kumar
R/O Village- Her Prasad Bigha Konhara (Konha Par), P.S.- Ben, District-
Nalanda.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rudal Prasad

For the Opposite Party/s : Mr.Shantanu Kumar

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 02-12-2023 Heard learned counsel for the petitioner and learned
APP for the State.

2.The petitioner has prayed for regular bail in a case
registered for the offence punishable under sections 379 and 411
of the Indian Penal Code.

3. Prosecution case relates to theft of one motorcycle
of the informant by the unknown persons.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence. He has
falsely been implicated in this case. The petitioner is not named
in FIR rather his name came into light in this case on the basis
of confessional statement of other co-accused person, namely,
Shashi Bhushan and Lalu Kumar before the police which has



got no evidentiary value in the eye of law. The theft motorcycle has not been recovered from the possession of the petitioner rather it has been recovered from the Garage of co-accused Shashi Kumar. A statement has been made in para-3 of this petition that the petitioner has got no criminal antecedent. Moreover, he is languishing in judicial custody since 12.08.2023.

5. Learned APP appearing for the state has opposed the prayer of regular bail.

6. 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 Noorsarai P.S. Case No. 372 of 2023 on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned J.M. 1st Class, Nalanda at Bihar Sharif.

(Sunil Kumar Panwar, J)

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