

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.79115 of 2023

Arising Out of PS. Case No.-5 Year-2023 Thana- SONPUR RPF/POST District- Saran

Prabhu Nath Rai @ Prabhu Rai Son Of Late Jagdeo Rai Resident Of Village-
Chak Apsaid, Ps- Sonpur, Distt- Saran

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Gautam Kumar Yadav

For the Opposite Party/s : Mr.Nirmala Kumari

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 07-12-2023 Heard learned counsel for the petitioner and

learned APP for the State.

The petitioner has filed the instant application
for grant of regular bail in a case registered for the
offences punishable under Section 3 of R.P. (U.P) Act.

Prosecution case in nutshell is that informant
being an inspector of R.P.F. reached at the scrap
godown of petitioner where he saw that two persons,
petitioner along with other co-accused person, were on a
Truck. On search, theft items of railway were recovered,
which were brought from the scrap shop of co-accused
Jalaluddin. The petitioner is alleged to be the owner of



the said scrap shop.

It is submitted by learned counsel for the petitioner that the petitioner is innocent and he has falsely been implicated in the present case. Petitioner has no concern with the said Truck and nothing incriminating has been recovered from his conscious possession. It is further submitted that co-accused Jalaluddin had sold the scrap material to one Shahabuddin and the police has recovered the same on the seized Truck. Moreover, the petitioner is languishing in judicial custody since 16.09.2023.

Learned APP appearing for the State has vehemently opposed the prayer for Bail.

Having heard learned counsel for the parties and taking into consideration the facts and circumstances of the case as well as period of custody, this Court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be enlarged on bail in connection with Sonpur R.P.F. Case No. o5 of



2023 on furnishing bail bond of Rs. 10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of the learned District & Session Judge, Saran at Chhapra.

(Sunil Kumar Panwar, J)

Nirajkrs/-

U		T	
---	--	---	--

