

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No. 81073 of 2023

Arising Out of PS. Case No.-255 Year-2023 Thana- VISHNUPAD District- Gaya

VISHAL KUMAR SON OF SHIV NANDAN PRASAD YADAV R/O
VILLAGE- SON BIGHA, P.S.- TANKUPPA, DIST.- GAYA

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ravindra Kumar

For the Opposite Party/s : Mr.Lalan Kumar

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 15-12-2023 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has prayed for regular bail in a case
instituted for the offence under Sections 379, 420, 427, 34 of the
IPC.

3. As per prosecution case, the allegation against the
petitioner is that he has been caught red handed while tampering
the ATM machine and on search there has been recovery of
some ATM Cards, motorcycle and other articles.

4. It is submitted by learned counsel for the petitioner
that petitioner has been falsely implicated in this case. He has
committed no offence. He submitted that no incriminating
article has been recovered from the conscious possession of the
petitioner rather the as alleged motorcycle belongs to the



petitioner and stands in the name of his brother, who has sworn affidavit, mobile and ATM of PNB belongs to the petitioner. On the basis of suspicion, petitioner has been implicated in the present case. Petitioner has got no criminal antecedent as stated in para-3 of the bail petition. He is languishing in judicial custody since 23.09.2023.

5. The application for bail is opposed by learned APP for the State.

6. Having heard learned counsel for the parties and considering 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 on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Gaya in connection with Vishnupad P.S. Case No. 255 of 2023.

(Sunil Kumar Panwar, J)

Arish/-

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

