

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.7667 of 2024

Arising Out of PS. Case No.-403 Year-2021 Thana- KATIHAR NAGAR District- Katihar

Suraj Kumar Yadav S/O- Late Chandrashekhar Yadav @ Chandal Yadav R/O-
Naya Tola Ward No.- 35, P.S.- Nagar, Dist.- Katihar.

... .. Petitioner/S

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sanjeev Kumar Singh

For the Opposite Party/s : Mr.Arvind Kumar Pandey (App 84)

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 20-02-2024 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 457 and 380 of the
Indian Penal Code.

3. As per prosecution case, the petitioner along with
other co-accused persons theft the bag containing Rs. 1,50,000/-
and mobile of the informant, which was kept in the room.

4. It is submitted by learned counsel for the petitioner
that petitioner has been falsely implicated in this case. He has
committed no offence. From the bare perusal of the prosecution
case as well as the evidential material available on record, it
appears that there is no specific allegation against the petitioner
to theft the mobile and bag from the room of the informant. He



further submitted that no legal evidence has come forward against the petitioner, save and except the suspicion raised by the informant in the present case. He is languishing in judicial custody since 26.06.2023.

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 **after framing of charge, if not framed**. 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 Court concerned in connection with Katihar Nagar P.S. Case No. 403 of 2021.

(Sunil Kumar Panwar, J)

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