

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.8676 of 2024

Arising Out of PS. Case No.-356 Year-2023 Thana- MOTIHARI MUFASIL District- East
Champaran

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Mantu Kumar S/O Chhotelal Sahani R/O Village- Barharwa, P.S- Motihari
Muffasil, Distt.- East Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Abhishek Kumar, Advocate

For the Opposite Party/s : Mr. Rana Randhir Singh, APP

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CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

2 20-02-2024 1. Heard learned counsel for the petitioner and
learned APP for the State.

2. The petitioner has preferred this application for
grant of regular bail in connection with Muffasil P.S. Case no.
356 of 2023 registered under section 392 of the Indian Penal
Code.

3. As per the prosecution case, while the informant
was returning after attending the marriage ceremony, unknown
accused persons forcibly took away his motorcycle and cash to
the tune of Rs. 5,000/-.

4. Learned counsel for the petitioner submits that the
F.I.R was registered against 3-4 unknown. Referring to the order
of the learned trial Court it is submitted that the name of the
petitioner transpired in the confessional statement of co-accused
Navin Kumar. No incriminating article has been recovered from



petitioner's possession. Another co-accused whose name also transpired in the confessional statement of Navin Kumar, namely, Dhananjay Kumar has been enlarged on bail vide order dated 11.1.2024 (Annexure- 2) passed in Cr. Misc. no. 85897 of 2023. The petitioner is in custody since 20.9.2023.

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

6. Having heard learned counsel for the parties and taking into consideration the allegations in the F.I.R, the name of the petitioner transpiring in the confessional statement of co-accused, no incriminating article having been recovered from the petitioner's possession, grant of bail to the above named co-accused and the petitioner having remained in custody for 5 months since 20.9.2023, the petitioner is directed to be enlarged on bail in connection with Muffasil P.S. Case no. 356 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 Chief Judicial Magistrate, East Champaran at Motihari.

(Partha Sarthy, J)

Harsh/-

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