

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.10002 of 2024

Arising Out of PS. Case No.-474 Year-2023 Thana- SHRIKRISHNAPURI District- Patna

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SUMIT KUMAR S/O HARE KRISHNA RAM R/O VILLAGE-
CHANDMARI ROAD AZAD PATH, GALI NO. 4, P.S- KANKARBAGH,
DISTT.- PATNA.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

.. ... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ashok Kumar Sinha, Advocate

Mr. Raj Bansh Dubey, Advocate

For the Opposite Party/s : Mr. Chandra Sen Prasad Singh, APP

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CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY

ORAL ORDER

2 22-02-2024 1. Heard learned counsel for the petitioner and learned
A.P.P for the State.

2. The petitioner has preferred this application for
grant of regular bail in connection with Shree Krishanapuri P.S
Case no.474 of 2023 registered under sections 413, 414 and 34
of the Indian Penal Code.

3. As per the prosecution case, a stolen scooty was
recovered from the possession of co-accused Aman Kumar. On
inquiry, he did not produce any documents with respect to the
same and further on interrogation disclosed that he had given
the stolen vehicles to the petitioner and one Azad Rajak for



selling the same. On the petitioner being caught and on inquiry being done, it is stated that he disclosed that the stolen motorcycle was with Azad Rajak. A raid was conducted and the stolen motorcycle was recovered from the possession of Azad Rajak.

4. Learned counsel for the petitioner submits that no incriminating article has been recovered from the petitioner's possession. The only material against him is the statement of a co-accused made before police not leading to any recovery from the petitioner. He is in custody since 2.11.2023 and charge-sheet has been submitted in the case. He has no criminal antecedent.

5. The prayer for bail is opposed by learned A.P.P for the State.

6. Having heard learned counsel for the parties and taking into consideration the allegations in the FIR, no incriminating article having been recovered from the petitioner's possession, his having remained in custody for more than 3 months since 2.11.2023, the petitioner not having any criminal antecedent and charge-sheet having been submitted in the case, the petitioner is directed to be enlarged on bail in connection with Shree Krishanapuri P.S Case no.474 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
Sub-Divisional Judicial Magistrate, Patna.

(Partha Sarthy, J)

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