

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.10542 of 2024

Arising Out of PS. Case No.-61 Year-2023 Thana- BITHAN District- Samastipur

Bambam Kumar Son of Binod Kumar @ Binod Mahto Resident of Village-
Telni, P.S.- Bithan, Dist.- Samastipur

... .. Petitioner/s

Versus

The State of Bihar patna

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr.Binod Kumar Sinha, Adv.
	:	Mr. Shishir Kumar Shishir, Adv.
For the Opposite Party/s	:	Mr.Umesh Lal Verma, APP

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

3 16-04-2024 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner seeks regular bail in connection with
Bithan P.S. Case No.61 of 2023 lodged under Sections 379 and
411 of the I.P.C.

3. As per the prosecution case, the F.I.R. has been
lodged against the petitioner against whom there is allegation of
theft of motorcycle of the informant.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence. He submits
that though the petitioner's name has figured in the F.I.R. and
police has shown the recovery of motorcycle from his
possession.

5. Counsel further submits that the petitioner is in
custody since 03.07.2023 and his antecedent is not clean. He



submits that as per the information, there is complaint case and police case against the petitioner and in police case, he is on bail and in complaint case, cognizance has not taken place and running at the enquiry stage.

6. Counsel further submits that the offence under which the petitioner has been charged, is magisterial triable in nature.

7. Learned counsel for the State opposes the prayer for bail.

8. In the present facts and circumstances of this case and the submissions made above, let the petitioner above named, be granted bail, **two months after framing of charge, if not framed**, on furnishing bail bonds of Rs.30,000/- (Rupees Thirty thousand) with two sureties of the like amount each to the satisfaction of learned J.M., 1st Class, Rosera, Samastipur in connection with Bithan P.S. Case No.61 of 2023, subject to the following conditions as laid down under Section 437(3) of Cr.P.C.

(Dr. Anshuman, J.)

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