

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.12056 of 2024

Arising Out of PS. Case No.-442 Year-2023 Thana- OBRA District- Aurangabad

Vivek Kumar, aged about 37 years, Male, Son of Late Jagdish Resident vil-
lage 1171 Subhash Nagar Mugalsarai Ward no 23 PS Kotwali Mugalarai Dist
Chandauli (U. P)

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Mohit Shriwastava, Advocate
For the Opposite Party/s	:	Mr. Ahmad Ali, APP

**CORAM: HONOURABLE MR. JUSTICE RAMESH CHAND
MALVIYA**

ORAL ORDER

2 05-03-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner is in custody in connection with
Obra P.S. Case No. 442 of 2023 registered for an offence pun-
ishable under Sections 379 and 511 of the Indian Penal Code.

3. As per allegation in the FIR, the informant alleged
that one SBI ATM machine installed at Shiv Nandan Yadav
Thana More near HDFC Bnak, Obra, Aurangabad was damaged
by some unknown persons on 01.11.2023 in the night and at-
tempted to steal away the money.

4. Learned counsel for the petitioner submits that peti-
tioner has falsely been implicated in this case. He submits that
petitioner is not named in the FIR and there is no CCTV



footage and no guard is there in the ATM to identify the petitioner. Petitioner is in custody since 15.12.2023.

5. Learned APP for the State opposes the prayer for bail of the petitioner.

6. Considering the aforesaid facts and circumstances, let the above named petitioner be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned SDJM, Aurangabad in connection with Obra P.S. Case No. 442 of 2023.

(Ramesh Chand Malviya, J)

Brajesh Kumar/-

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