

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.19464 of 2024

Arising Out of PS. Case No.-202 Year-2023 Thana- SAMSTIPUR RAIL P.S District-
Samastipur

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SUDHIR KUMAR RAY @ SUDHIR KUMAR RAI S/O LALJI RAI R/O
VILLAGE- RUDAULI, WARD NO. 11, P.S AND P.O- BACHWARA,
DISTT.- BEGUSARAI, STATE- BIHAR

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

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

For the Opposite Party/s : Mr.Parmanand Kumar, APP

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**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

2 18-03-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with
G.R.P./S.P.J. Case No. 202 of 2023 instituted for the offences
under Sections 379, 411 & 34 of the Indian Penal Code.

3. Prosecution case, in short, is that, on the basis of
secret information, police apprehended this petitioner with a
stolen ladies bag containing cash amounting to Rs. 22,500/-,
mobile phone, two silver made *bichhiya* Aadhar Card, Pan
Card, Voter Identity Card, Bank Passbook etc.

4. Learned counsel for the petitioner submitted that the
petitioner has falsely been implicated in the present case. No



incriminating/looted article has been recovered from the conscious possession of the petitioner. Learned counsel further submitted that petitioner has got no concern the recovered articles. There is no compliance of Section 100 of the Cr.P.C. Learned counsel further submitted that T.I.P. has not been conducted till date. Charge-sheet has been submitted in this case. It has been submitted on behalf of the petitioner that the petitioner is in custody since 03.09.2023 and has twelve criminal antecedents.

5. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the aforesaid facts and circumstances of the case as also the period of custody undergone by the petitioner, this Court is inclined to grant bail to the petitioner.

7. Let the petitioner be released on bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with G.R.P./S.P.J. Case No. 202 of 2023, subject to the following conditions:

(I) One of the bailors shall be own/close member of the family of the petitioner.

(II) The petitioner shall appear on each and every date



fixed at the trial. In case of default in such appearance on two consecutive dates, the Trial Court will have liberty to cancel the bail bonds of the petitioner.

(III) If the petitioner is found involved in similar nature of offence in future, the Trial Court will have liberty to cancel the bail bonds of the petitioner.

(Rudra Prakash Mishra, J)

Alok Verma/-

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