

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.13231 of 2024

Arising Out of PS. Case No.-688 Year-2023 Thana- RAMPUR District- Gaya

Raushan Kumar S/o Uday Kumar Nirala Resident of Village- Teshwar, P.S.-
Mohanpur, Dist.- Gaya

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sunil Kumar Yadav

For the Opposite Party/s : Mr.Anita Kumari

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

ORAL ORDER

2 01-03-2024 Heard learned counsel for the petitioner and

learned APP for the State.

2. The petitioner is in custody in connection
with Rampur P.S Case No. 688 of 2023 registered for
the offences punishable under Sections 414, 420, 467,
468/34 I.P.C.

3. As per prosecution case, during the course of
vehicle checking, the police party recovered a
motorcycle and arrested petitioner along with co-
accused. After verification, the police party got
knowledge that the recovered motorcycle is stolen and
already a case has been lodged against the recovered



motorcycle.

4. Learned counsel for the petitioner submits that petitioner has falsely been implicated in this case. It is further submitted that on perusal of the seizure list there was no independent witness. It is also submitted that petitioner is in judicial custody since 08.11.2023.

5. However, learned APP for the State oppose the prayer for regular bail of the petitioner.

6. On perusal of the FIR, impugned order and period of custody and also considering the aforesaid facts and circumstances of the case and submissions made on behalf of the petitioner, let the above named petitioner be released on bail *after framing of the charge* on furnishing bail bonds of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned C.J.M Gaya in connection with Rampur P.S Case No. 688 of 2023.

7. The trial court is directed to conclude the proceeding of framing of charge according to law within a period of 15 days from the date of receipt of a copy of



this order. However, it is made clear that *if the charge-sheet has not been submitted* then the petitioner shall be released on bail on the above conditions and he shall be present physically on each and every date before the trial court till conclusion of the proceeding of framing of charge.

(Ramesh Chand Malviya, J)

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