

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.17514 of 2024

Arising Out of PS. Case No.-488 Year-2023 Thana- JOGAPATTI District- West Champaran

Nesar Alam S/O Manjar Alam R/O Village- Pujaha Patijirwa, Sheikh Toli,
P.S- Srinagar, Distt.- West Champaran.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Shiv Kumar Dwivedy, Adv.

For the Opposite Party/s : Mr. Choubey Jawahar, APP

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

2 14-03-2024 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner seeks regular bail in connection with
Jogapatti P.S. Case No. 488 of 2023, lodged on 20.10.2023
under Sections 447, 448, 380, 411, 413, 414 of the Indian Penal
Code.

3. As per the prosecution case, FIR has been lodged
against the present petitioner from whose possession, the mobile
phone which was subject to theft was recovered.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence. Counsel
also submits that the criminal antecedent of the petitioner is not
clean and there is only one criminal case pending against him in
which he is on bail. The petitioner is in custody since



21.10.2023 in the present case. Counsel further submits that under a deep rooted conspiracy, the said mobile phone was recovered from the petitioner’s possession at the instance of police and his enemies.

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

6. In the present facts and circumstances of this case and the submissions made above, **let the petitioner above named be granted bail, but only 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 Chief Judicial Magistrate, Bettiah, West Champaran in connection with Jogapatti P.S. Case No. 488 of 2023, subject to the conditions as laid down U/s 437(3) Cr.P.C.

(Dr. Anshuman, J.)

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