

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.17831 of 2024

Arising Out of PS. Case No.-99 Year-2023 Thana- KHAGARIA RAIL P.S. District- Khagaria

Sudhir Kumar, Male, aged about 19 years, S/O Ram Pratap Sah @ Ram Patap Sah R/O Village- Chhoti Ballia, Molana Chak (Molana Chowk), P.S- Ballia, Distt.- Begusarai.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

with

CRIMINAL MISCELLANEOUS No. 19124 of 2024

Arising Out of PS. Case No.-99 Year-2023 Thana- KHAGARIA RAIL P.S. District- Khagaria

Santosh Kumar, aged about 26 years (Male) Son of Vidya Paswan resident of village-Chhoti Balia, PS.-Balial, District- Begusarai.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

(In CRIMINAL MISCELLANEOUS No. 17831 of 2024)

For the Petitioner/s : Mr. Sandip Kumar Gautam, Advocate

For the Opposite Party/s : Mr. Ram Sevak Choudhary, APP

(In CRIMINAL MISCELLANEOUS No. 19124 of 2024)

For the Petitioner/s : Mr. Ranjeet Kumar Singh, Advocate

For the Opposite Party/s : Ms. Anita Kumari, APP

CORAM: HONOURABLE MR. JUSTICE RAMESH CHAND MALVIYA

ORAL ORDER

2 21-03-2024 Heard learned counsel appearing on behalf of the parties.

2. The petitioners seek bail registered for the offence under Sections 379, 414 and 414/34 of the Indian Penal Code.

3. As per the prosecution case, it is a case of stolen



of her gold chain of the informant from a train by the accused persons.

4. Learned counsel for the petitioners have submitted that petitioners have falsely been implicated in this case. He next submits that there is no recovery from the possession of the petitioners. He next submits that petitioners are in custody since 28.09.2023/29.09.2023 respectively.

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

6. Considering the period of custody of the petitioners, let the petitioners, above named, be directed to be released on bail *after framing of the charge* in connection with Khagaria Rail P.S. Case No.99 of 2023, GR (R) No. 95 of 2023 on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand) each with two sureties of the like amount each to the satisfaction of learned Railway Judicial Magistrate, Khagaria.

7. The trial court is directed to conclude the proceeding of framing of charge according to law within a period of 15 (fifteen) 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 above named petitioners shall be released on bail on furnishing bail bond with further



condition that the petitioners have to present physically on each and every date before the Trial Court till conclusion of the proceeding of framing of charge.

(Ramesh Chand Malviya, J)

Brajesh Kumar/-

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