

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.26043 of 2024

Arising Out of PS. Case No.-485 Year-2023 Thana- PARBATTa District- Khagaria

Rajpal Kumar Son Of Shekhar Yadav Resident of village- shergarh ps- gogri
district -khagaria

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Amar Kumar Singh

For the Opposite Party/s : Mr.Nagendra Prasad

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

ORAL ORDER

2 26-04-2024 Heard learned counsel for the petitioner and

learned APP for the State.

2. The petitioner is in custody in connection
with Parbatta (Maraiya) P.S Case No. 485 of 2023
registered for the offences punishable under Sections
414 / 34 of I.P.C.

3. As per prosecution case, one Tractor was
recovered from the petitioner and on investigation
petitioner did not produced its document.

4. Learned counsel for the petitioner submits
that petitioner has falsely been implicated in this case. It
is also submitted that petitioner is in judicial custody



since 23.10.2023 and he has got no criminal antecedent.

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

6. On perusal of the FIR, impugned order, seizure list, it appears that no independent witness of the seizure list, petitioner has purchased the alleged tractor from co-accused as submitted the learned counsel for the petitioner and also considering the aforesaid facts and all aspects of this case, 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, Khagaria in connection with Parbatta (Maraiya) P.S Case No. 485 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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