

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.31569 of 2024

Arising Out of PS. Case No.-1101 Year-2023 Thana- KHAJANCHI HAT District- Purnia

Kali Das S/o Late Bhola Das resident of village purbogarh, ps kurai, Distt. -
Jajpur (Orissa)

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Awadhesh Kumar Mishra, Advocate

For the Opposite Party/s : Mr. Jai Narain Thakur, APP

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

ORAL ORDER

2 25-04-2024 Heard learned counsel for the petitioner and

learned APP for the State.

2. The petitioner seeks bail in connection

with K. Hat (Madhubani T.O.P) P.S Case No.1101 of

2023 registered for the offence under Sections 399, 402,

379, 411, 413, 467, 468, 471 and 420 of the Indian

Penal Code and Sections 25(1-b)a, 26/35 of the Arms

Act.

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

of recovery of one mobile phone from the possession of

the petitioner.

4. Learned counsel appearing on behalf of



the petitioner submits that petitioner has falsely been implicated in this case and no incriminating article has been recovered from the conscious possession of the petitioner. Petitioner has got no criminal antecedent as stated in para-3 of the petition and he is in custody since 29.09.2023. Similarly situated co-accused has been granted bail by this Court passed in Cr. Misc. No. 14924 of 2024.

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

6. Considering the facts and circumstances and submissions made on behalf of the petitioner, let the petitioner, above named, is directed to be released on bail in connection with K. Hat (Madhubani) P.S. Case No. 1101 of 2023 on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned CJM, Purnia.

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 petitioner shall be released on bail on furnishing bail bond with further condition that the petitioner 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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