

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.25575 of 2024

Arising Out of PS. Case No.-4 Year-2024 Thana- PUSA District- Samastipur

Deepak Kumar Son of Shiv Kumar Bhandhari VR/o Village- Morasand, P.S.-
Pusa, District- Samastipur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Shashank Shekhar

For the Opposite Party/s : Mr.Ramchandra Sahni

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

2 05-04-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with Pusa
P.S. Case No. 04 of 2024 instituted for the offences under
Sections 382 of the Indian Penal Code.

3. Prosecution case, in short, is that 3-4 unknown
miscreants assaulted the informant while he was going to his
residence after collecting cash Rs. 82,260/-, thereafter, they ran
away with the motorcycle and the said collected amount.

4. Learned counsel for the petitioner submitted that the
petitioner has falsely been implicated in the present case.
Petitioner is not named in the F.I.R. Co-accused persons,
namely, Aman Kumar, Sintu Kumar, and the petitioner were



arrested by the police and from their joint possession, the said motorcycle was recovered but the petitioner had no knowledge that the co-accused is using a stolen article. No stolen article has been recovered from the conscious possession of the petitioner. Learned counsel further submitted that T.I.P. has not been conducted till date. Charge-sheet has been submitted in this case. It has been submitted on behalf of the petitioner that the petitioner is languishing in judicial custody since 30.01.2024, and has no criminal antecedents.

5. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the aforesaid facts and circumstances of the case as also the period of custody undergone by the petitioner and charge-sheet being submitted, this Court is inclined to grant bail to the petitioner.

7. Let the petitioner be released on bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Pusa P.S. Case No. 04 of 2024, subject to the following conditions:

(I) One of the bailors shall be own/close member of the family of the petitioner.



(II) The petitioner shall appear on each and every date fixed at the trial. In case of default in such appearance on two consecutive dates, the Trial Court will have liberty to cancel the bail bonds of the petitioner

(Rudra Prakash Mishra, J)

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