

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.26427 of 2024

Arising Out of PS. Case No.-686 Year-2023 Thana- WAJIRGANJ District- Gaya

Raushan Kumar @ Roushan Kumar S/o- Rajendrta Yadav R/o- Village- Bud-
hgharlaiya, PS- Wazirganj, Distt- Nawada

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Vinod Kumar, Advocate
For the Opposite Party/s	:	Mr. Damodar Prasad Tiwary, APP

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

ORAL ORDER

2 16-04-2024 Heard learned counsel appearing on behalf of the
parties.

2. The petitioner seeks bail in a case registered for
the offence punishable under Section 379 of the Indian Penal
Code.

3. As per the prosecution case, it is a case of theft of
a motorcycle bearing registration no.JH-01BU-9690.

4. Learned counsel for the petitioner has sub-
mitted that petitioner has falsely been implicated in this case. He
next submits that petitioner is not named in the FIR and his
name has figured on the basis of confessional statement of co-
accused Rahul Ranjan Kumar and he has no concern with the
said motorcycle and no test identification parade was conducted
during investigation. Petitioner has got clean antecedent as
stated in para-3 of the petition and he is in custody since



03.01.2024.

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

6. Considering the aforesaid facts and circumstances of the case, let the petitioner, above named, be directed to be released on bail *after framing of the charge* in connection with Wazirganj P.S. Case No.686 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 ACJM-I, Gaya.

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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