

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.32589 of 2024

Arising Out of PS. Case No.-306 Year-2023 Thana- SITAMARHI District- Sitamarhi

Md. Reyaz @ Vishal Son Of Vijay Prasad Sah Resident Of Village -
Matleshwar Mai, P.S. - Tarapatti, District - Dhanusha (NEPAL)

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ritesh Singh

For the Opposite Party/s : Mr.Sharda Kumari

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 16-05-2024 Heard learned counsel for the petitioner and

learned APP for the State.

The petitioner has filed the instant application
for grant of regular bail in a case registered for the
offences punishable under Sections 413, 414 of the
Indian Penal Code.

As per the allegation in the F.I.R., co-accused
Santosh Kumar was apprehended with stolen motorcycle
(Reg. No. BR-06AB-9095) who disclosed the name of
petitioner as a person from whom he had brought the
said motorcycle.

It is submitted by learned counsel for the



petitioner that the petitioner is innocent and he has falsely been implicated in the present case. It is submitted vide para 9 of the petition that nothing incriminating has been recovered from the possession of the petitioner. The name of petitioner sprang up in this case on the disclosure of apprehended co-accused namely, Santosh Kumar from whose possession the aforesaid motorcycle has been recovered. Moreover, the petitioner is languishing in judicial custody since 16.04.2023. Similarly situated co-accused Santosh Kumar has already been granted bail vide order dated 05.09.2023, passed in Cr. Misc. No. 40621 of 2023 by this Court.

Learned APP appearing for the State has vehemently opposed the prayer for Bail.

Having heard learned counsel for the parties and taking into consideration the facts and circumstances of the case as well as period of custody, this Court is inclined to enlarge the petitioner on bail.



The above named petitioner is directed to be enlarged on bail in connection with Sitamarhi (Mehsaul O.P.) P.S. Case No. 306 of 2023 on furnishing bail bond of Rs. 10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Sitamarhi.

(Sunil Kumar Panwar, J)

Nirajkrs/-

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