

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.39998 of 2024

Arising Out of PS. Case No.-18 Year-2024 Thana- MARANCHI District- Patna

Raushan Kumar S/o- Binay Singh @ Vinay Singh Village- Pratappur
Maranchi Ps- maranchi Dist- Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Parmod Kumar, Advocate
For the State : Mr. Uday Chand Prasad, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

4 18-09-2024 Heard Mr. Parmod Kumar, learned counsel for the

petitioner and Mr. Uday Chand Prasad, learned A.P.P. for the

State.

2. The petitioner seeks bail, who is in custody since
13.03.2024, in connection with Maranchi P.S. Case No.
18/2024, FIR dated 08.02.2024 registered for the offence under
Sections 379 and 461 of the Indian Penal Code.

3. As per the prosecution case, petitioner and others
have committed theft in the jewellery shop of the informant.

4. Learned counsel appearing for the petitioner submits
that the petitioner is innocent and he has falsely been implicated
in this case. He further submits that initially the petitioner has
not been named in the F.I.R. but his name transpired in this case
during the investigation on the basis of the suspicion and except



the suspicion no other cogent material has come during the investigation to suggest the involvement of the petitioner in the present occurrence. He further submits that nothing has been recovered from the conscious possession of the petitioner. He further submits that the police after investigation has submitted charge-sheet in this case against the petitioner. The petitioner is rotting in judicial custody since 13.03.2024.

5. Learned A.P.P. for the State, on the other hand, vehemently opposed the prayer for bail of the petitioner and submits that the petitioner carries seven cases other than the present one but fairly submits on the basis of paragraph no.3 of the bail application that the petitioner is on bail in all the pending matters.

6. Considering the aforesaid facts, let the, above named, petitioner be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate, 1st Class, Barh, Patna in connection with Maranchi P.S. Case No. 18 of 2024, G.R. No. 330/2024 with the following conditions:-

(i) Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the Court and shall remain physically present as directed by the



Court and on his/her absence on two consecutive dates without sufficient reason, his/her bail bond shall be canceled by the Court below.

(ii) If the petitioner tampers with the evidence or the witnesses, in that case, the prosecution will be at liberty to move for cancellation of bail.

And, further condition that the court below shall verify the criminal antecedent of the petitioner and in case at any stage, it is found that the petitioner has concealed his criminal antecedent, the court below shall take step for cancellation of bail bond of the petitioner. However, the acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

(Rajesh Kumar Verma, J)

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