

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.40416 of 2024

Arising Out of PS. Case No.-86 Year-2024 Thana- BARBIGHA District- Sheikhpura

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Gaurav Kumar S/o- Mahesh Prasad Vill- Jhaur Ps- Warsaliganj Dist- Nawada

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. S. Rizwanul Haque, Advocate

For the Opposite Party/s : Mr. Umesh Prasad Singh, APP

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

ORAL ORDER

5 06-09-2024 Heard learned counsel for the petitioner, learned
APP for the State and perused the case diary.

2. The petitioner seeks bail in Barbigaha P.S. Case No.
86 of 2024, instituted for the offences punishable under Sections
419, 420, 467, 468 and 120B of the Indian Penal Code.

3. The prosecution case, in short, is that, the petitioner
along with other co-accused persons has cheated several persons
in the name of sanctioning of loan and in many other ways. The
petitioner was arrested along with a Scorpio vehicle by the
police near HDFC ATM.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in the
present case. Charge-sheet has been submitted in this case. No
incriminating material has been recovered from the conscious



possession of the petitioner. Learned counsel for the petitioner further submits that there is no specific allegation attributed towards the petitioner. The allegations levelled against the petitioner is general and omnibus in nature. The mother of the petitioner is the owner of the Scorpio vehicle which was recovered from the spot. The petitioner is in custody since 11.03.2024 and has got no criminal antecedent.

5. Learned APP 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 and taking into account the period of custody undergone by the petitioner, 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/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Barbigha P.S. Case No. 86 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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