

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.35705 of 2024

Arising Out of PS. Case No.-268 Year-2021 Thana- RAJPUR District- Buxar

Raj Kumar Pradhan S/o Sabhapati Pradhan R/o vill - Chhotka Dhakaich, P.s. -
Krishna Brahm, P.O. - Badka Dhakaich, Distt. - Buxar

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Shreekant Pandey, Advocate

For the Opposite Party/s : Mr. Nand Kishore Prasad , APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

4 18-10-2024 Heard learned counsel for the parties.

2. The petitioner seeks bail in a case registered for the offence under Section 420, 406 & 34 of the Indian Penal Code .

3 . As per prosecution case, informant loaded 248.45 kg wheat worth Rs. 5,41,869/- on the truck and paid Rs. 25,000/-, as its fare in the account of proprietor (co-accused Jitendra Tiwari) but when after 3-4 days the truck did not reach at its destination, informant inquired from co-accused Jitendra Tiwari but he did not give satisfactory reply. The informant raised suspicion that co-accused Jitendra Tiwari in connivance with driver of the truck, has stolen wheat of informant and sold the same for personal use .

4. It is submitted on behalf of petitioner that petitioner is driver of the alleged truck in question and has



falsely been implicated in this case only on suspicion . The entire money was transferred in the account of co-accused Jitendra Tiwari . No incriminating articles has been recovered from the possession of petitioner. Chargesheet has already been submitted. Petitioner is in custody since 21.02.2024. Petitioner claims clean antecedent.

5 . Learned counsel for the informant vehemently opposed the bail petition .

6. Considering the period of custody of the petitioner and chargesheet has also been let the petitioner as named above 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 the learned ACJM 1st Buxar in connection with Rajpur Police Station Case No. 268 of 2021 .

(Prabhat Kumar Singh, J)

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