

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.38900 of 2024

Arising Out of PS. Case No.-20 Year-2023 Thana- JEHANABAD RAIL P.S. District- Gaya

Pintu Kumar S/O Raju Bind R/O Nadaul Bairam chak, P.S. - Masaurhi, Dist
Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Rajeev Kumar, Adv.

For the Opposite Party/s : Mr. Syed Mojibur Rahman, APP

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

2 27-05-2024 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner seeks regular bail in connection with
Jehanabad Rail P.S. Case No. 20 of 2023, lodged on 11.05.2023
under Section 379 of the Indian Penal Code.

3. As per the prosecution case, FIR has been lodged
against unknown accused persons against whom there is an
allegation of theft of mobile phone.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence. Counsel
also submits that he was remanded in this case at the instance of
police due to the reason that his criminal antecedent is not clean.
Counsel further submits that nothing incriminating has been
recovered from the petitioner's possession nor he was put on



TIP.

5. Learned counsel for the petitioner submits that the criminal antecedent of the petitioner is not clean and there are five criminal cases pending against him. The petitioner is in custody since 06.02.2024 in the present case. Counsel further submits that the offence in which the case has been filed is of magisterial triable.

6. Learned APP for the State opposes the prayer for bail of the petitioner.

7. In the present facts and circumstances of this case and the submissions made above, **let the petitioner above named be granted bail, but only after framing of charge, if not framed** on furnishing bail bonds of Rs.30,000/- (Rupees Thirty thousand) with two sureties of the like amount each to the satisfaction of learned Special Railway Judicial Magistrate, Gaya in connection with Jehanabad Rail P.S. Case No. 20 of 2023, subject to the conditions as laid down U/s 437(3) Cr.P.C.

8. However, the petitioner shall be granted bail only on being satisfied by the Trial Court that the petitioner is not absconding in any of the cases pending against him whose details are as follows:-

(I)- Jehanabad P.S. Case No. 25 of 2020.



(II)- Jehanabad Rail P.S. Case No. 34 of 2021.

(III)- Jehanabad Taregana P.S. Case No. 39 of 2023.

(IV)- Masaudhi P.S. Case No. 174 of 2018.

(V)- Masaudhi P.S. Case No. 384 of 2019.

(Dr. Anshuman, J.)

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