

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.40970 of 2023

Arising Out of PS. Case No.-81 Year-2022 Thana- MAHNAR District- Vaishali

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Jitendra Poddar @ Jittu Son of Late Mahesh Poddar Village- Kharjamma
Ward No-5, PS- Mahnar Dist- Vaishali At Hajipur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

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

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

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

ORAL ORDER

4 26-02-2024 Heard learned counsel for the petitioner and

learned APP for the State.

2. The petitioner seeks bail in connection with

Mahnar P.S. Case No. 81 of 2022 instituted for the offences

under Sections 379, 411, 413, 414/34 of the Indian Penal

Code and Section 25(1-b)a, 26, 35 of the Arms Act.

3. As per prosecution case, the police stopped three

persons boarded on a motorcycle bearing no registration

number. Thereafter, two accused persons fled away from

there but, the driver was apprehended by the police who

disclosed his name as Jitender Poddar @ Jittu (the

petitioner). On search, one Katta and a cartridge was



recovered from his possession.

4. Learned counsel for the petitioner submits that the petitioner is innocent and has falsely been implicated in the present case. The prosecution case is false and concocted. The petitioner has altogether ten criminal antecedents as has been stated in paragraph no.3 of the present bail application. The petitioner is languishing in judicial custody since 30.03.2022. Charge-sheet has been submitted in this case.

5. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the entire facts and circumstances of the case and taking into account the period of custody of the petitioner, let the petitioner, abovenamed, be released on bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Mahnar P.S. Case No. 81 of 2022.

(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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