

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.42945 of 2024

Arising Out of PS. Case No.-61 Year-2024 Thana- SAMASTIPUR GRP CASE District-
Samastipur

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Santosh Kumar @ Santosh Sah S/o Ashok Sah Resident of Village-
Chandopatti, Ward No. 04, P.O.-Sambhupatti, P.S.-Karpoorigram, District-
Samastipur, Bihar

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Abhigyan Kumar, Advocate

For the Opposite Party/s : Ms. Pushpa Sinha, APP

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

ORAL ORDER

2 25-06-2024 Heard learned counsel for the petitioner and learned APP
for the State.

2. The petitioner seeks bail in connection with
Samastipur GRP P.S. Case No. 61 of 2024 instituted for the
offence under Section 379 of the Indian Penal Code.

3. Prosecution case in short is that informant has
parked the motorcycle near the parcel gate of railway station
and when he returned he did not found his motorcycle.

4. It has been submitted on behalf of the petitioner
that the petitioner is in custody since 01-04-2024. Petitioner is a
man of clean antecedent.

5. It has been further submitted by the petitioner's



counsel that petitioner has been falsely implicated in the present case. There is no independent witness to the occurrence. Petitioner was not put on T.I. Parade. It is alleged that motorcycle has been recovered from the possession of the petitioner, but the same was taken as mortgage from his neighbour. It is next submitted that there is no compliance of Section 100 Cr.P.C.

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

7. Considering the aforesaid facts and circumstances of the case, period of custody of the petitioner and clean antecedent of the petitioner, this Court is inclined to grant bail to the petitioner.

8. Let the petitioner be released on bail, **after framing of charge, if not already framed**, 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 Samastipur GRP P.S. Case No. 61 of 2024.

(Rudra Prakash Mishra, J)

Raj Kishore/-

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