

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.40227 of 2024

Arising Out of PS. Case No.-303 Year-2019 Thana- TARAIYA District- Saran

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Pankaj Kuamr @ Pankaj Kumar Ria @ Pankaj Rai S/O Rajeshwar Rai R/O
Village- Paiga, P.S- Amnaur, Distt.- Saran.

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Alok Kumar Alok

For the Opposite Party/s : Mr. Surendra Kumar

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CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 31-08-2024 1. Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends his arrest in a case
registered for the offence punishable under Section 414 of the
Indian Penal Code.

3. Learned counsel for the petitioner submits that
petitioner is a person with clean antecedent and the informant
alleges that on 4.10.2019 at about 8.30 A.M. during vehicle
checking, near Chanchalia Dam, one Sunil Kumar Yadav was
apprehended with a stolen motorcycle, who disclosed that the
said motorcycle was given to him by the petitioner and Santosh
Rai, who sells the stolen motorcycle, thereafter, the informant
raided the house of Santosh Rai and the petitioner but then one
white colour Apache motorcycle was recovered from the house



of Santosh Rai and nothing was recovered from the house of the petitioner. It is next submitted that the petitioner came to be implicated based on the confessional statement of apprehended accused in police custody, which does not have any evidentiary value. It is also submitted that even the motorcycle, which was recovered from the house of Santosh Rai belonged to his relative, as such, Santosh Rai was granted the privilege of anticipatory bail by an order dated 19.09.2022 in Cr. Misc. No.14559/2022.

4. Learned A.P.P. for the State opposes the prayer for anticipatory bail of the petitioner.

5. Considering the submissions made by the learned counsel for the petitioner, the petitioner above-named, in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned trial court where the case is pending/successor court in connection with Taraiya P.S. Case No.303/2019, subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

6. However, if the learned trial court comes to a



conclusion that the petitioner after being released is trying to delay the trial in any manner, the learned trial court shall be at liberty to cancel the bail bonds of the petitioner.

(Satyavrat Verma, J)

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