

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.44243 of 2024

Arising Out of PS. Case No.-814 Year-2023 Thana- AHIYAPUR District- Muzaffarpur

Md. Tanzeem S/O Md. Jakki R/O Mohalla Pankha toli ward no 25 P.S. Kazi
Mohammadupr distict Muzaffarpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ritesh Singh, Advocate

For the Opposite Party/s : Mr.Dashrath Mehta, APP

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

ORAL ORDER

2 21-06-2024 Heard learned counsel for the petitioner and
learned APP for the State.

2. The petitioner seeks bail in connection with
Ahiyapur P.S. case No. 814 of 2023 instituted for the offences
under Section 379 of the Indian Penal Code.

3. Prosecution case, in short, is that some unknown
miscreants have stolen the motorcycle of the informant which
was parked in front of his under construction building.

4. Learned counsel for the petitioner submitted that the
petitioner has falsely been implicated in the present case.



Petitioner is not named in the F.I.R. The name of the petitioner transpired in this case during investigation on the basis of confessional statements of co-accused Md. Abdullah and Praveen Kumar in Majorganj P.S. Case No. 180 of 2023. No incriminating/looted article has been recovered from the conscious possession of the petitioner rather the said motorcycle has been recovered from co-accused Praveen Kumar who has already been granted bail by this Bench vide order dated 23.04.2024 passed in Cr. Misc. No. 30310 of 2024. Learned counsel further submitted that petitioner has got no concern with the recovered stolen motorcycle. It has been submitted on behalf of the petitioner that the petitioner is in custody since 23.03.2024 and has three criminal antecedents but he is on bail in all the cases.

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

6. Considering the aforesaid facts and circumstances of the case, claim based on parity as also the period of custody undergone by the petitioner, this Court is inclined to grant bail to the petitioner.

7. Let the petitioner 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 Ahiyapur P.S. case
No. 814 of 2023.

(Rudra Prakash Mishra, J)

Alok Verma/-

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