

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.44381 of 2024

Arising Out of PS. Case No.-76 Year-2024 Thana- PUPRI District- Sitamarhi

Sushil Kumar @ Sushil Mahato Son of Late Rajendra Mahto Resident of
Village- Awapur Shahpoor, Ward No. 11, P.S.- Pupari District -Sitamarhi

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Alok Kumar Jha, Adv.

For the Opposite Party/s : Mr. Anand Kishore Choudhary, APP

CORAM: HONOURABLE MR. JUSTICE HARISH KUMAR
ORAL ORDER

2 03-07-2024 Heard the learned counsel for the petitioner and the
learned Additional Public Prosecutor for the State.

2. The petitioner seeks regular bail, who is in custody
in connection with Pupari P.S. Case No. 76 of 2024 registered
for the offences punishable under Sections 420, 467, 468, 471,
489-C, 489-D, 489E and 414/34 of the Indian Penal Code.

3. The police on a secret information that some
persons are engaged in transaction of fake currency, raided a tea
stall and apprehended two persons and from their possession
some counterfeit Nepali currencies were recovered. The
apprehended accused persons disclosed the name of their
associates including the petitioner. On their disclosure, the
police raided the house of the petitioner and apprehended him
and, on search, a mobile phone was recovered.



4. It is contended on behalf of the petitioner that save and except the disclosure made by the apprehended persons, there is no material suggesting that the petitioner was anyhow engaged in the crime. Even during the search of the house of the petitioner, nothing incriminating has been recovered. Moreover, the petitioner bears fair antecedent and he has never been found involve in such type of occurrence prior to the institution of the crime. That apart, the petitioner is in custody since 06.02.2024 and after completion of the investigation, the charge-sheet has been submitted.

5. On the other hand, learned counsel for the State opposed the bail application.

6. Regard being had to the submissions made on behalf of the parties and considering the fact that nothing incriminating article has been recovered from the person or possession of the petitioner, coupled with the period of custody and his fair antecedent, let the petitioner, named above, be released on bail on furnishing bail bonds of Rs.20,000/- (Twenty thousand) with two sureties of the like amount each to the satisfaction of learned S.D.J.M., Pupari, Sitamarhi in connection with Pupari P.S. Case No. 76 of 2024, subject to the condition that one of the bailors will be the close relatives of the petitioner



with further conditions which are as follows:-

- (i) The petitioner will cooperate in conclusion of the trial.
- (ii) He will remain present on each and every date of trial till disposal of the case.
- (iii) He will not try to tamper with the evidence or intimidate the witnesses to delay the disposal of trial.
- (iv) In the event of default of two consecutive dates without any cogent reason, his bail bonds will liable to be cancelled.

(Harish Kumar, J)

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