

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.43307 of 2024

Arising Out of PS. Case No.-49 Year-2024 Thana- Banjariya District- East Champaran

Shamsher @ Shamsher Khan Son of Zahir Khan R/O Vill.- Pakariya
Paithanpatti, P.S.- Darpa, Dist.- East Champaran

... .. Petitioner/s

Versus

The State Of Bihar, Bihar

... .. Opposite Party/s

Appearance :

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

For the Opposite Party/s : Mr.Binod Kumar, APP

**CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH
SINGH**

ORAL ORDER

2 02-07-2024 Heard learned counsel for the petitioner and learned
A.P.P for the State.

2. The petitioner has preferred this application for grant of regular bail in connection with Banjariya P.S. Case No. 49 of 2024 dated 09.04.2024 registered for the offence/s punishable u/ss 411, 413, 414 read with section 34 of the Indian Penal Code.

3. As per the prosecution case, the petitioner and the co-accused Nyaz Alam were apprehended with the stolen buffalo loaded on a Pickup vehicle.

4. Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in this case. The petitioner is neither the driver nor the owner of



the said vehicle. The petitioner has clean antecedent as stated in para 3 of the bail petition. The petitioner is in custody since 10.04.2024.

5. Learned A.P.P. for the State has vehemently opposed the bail petition of the petitioner.

6. Considering the aforesaid facts and circumstances of the case as well as the period of custody, the petitioner above-named, is directed to be enlarged on bail on furnishing bail-bond of Rs.20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Court concerned, East Champaran, Motihari in connection with Banjariya P.S. Case No. 49 of 2024.

7. The application stands allowed.

(Chandra Prakash Singh, J)

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