

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.43337 of 2024

Arising Out of PS. Case No.-5 Year-2021 Thana- RAGHUNATHPUR District- Siwan

Mantosh Kumar Singh S/o Bansh Bahadur Singh R/O Vill - Narhan, P.S.
Raghunathpur, Distt. - Siwan, Bihar

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Prashant Kumar, Advocate
For the Opposite Party/s : Dr. Ajeet Kumar, APP

CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

2 15-07-2024 1. Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has preferred this application for
grant of regular bail in connection with Raghunathpur P.S. Case
no. 5 of 2021 registered under sections 414 and 413 of the
Indian Penal Code.

3. As per the prosecution case, on secret information
having been received a raid was conducted. The informant states
that seeing the police personnel the accused persons started to
flee away, however four accused persons were caught while
others managed to escape. The persons who were caught
disclosed the named of six persons who had managed to escape
which included the petitioner herein. It is further stated that
eight motorcycles were recovered from the persons who were



caught however, they were not able to produce any documents on demand.

4. Learned counsel for the petitioner submits that the petitioner has been falsely implicated in the case. He was neither caught at the place of occurrence nor any incriminating article recovered from his possession. The only material against this petitioner is the statement of co-accused made before police. Some of the accused persons who were caught have already been enlarged on bail vide orders dated 23.12.2021 and 7.1.2022 brought on record as Annexure-P/2 series to the petition. The petitioner is in custody since 12.3.2024.

5. The application for bail is opposed by learned APP for the State.

6. Having heard learned counsel for the parties and taking into consideration the allegations against the petitioner in the F.I.R, the petitioner not having been caught at the place of occurrence, no incriminating article having been recovered from the petitioner's possession, his being in custody since 12.3.2024 and charge-sheet having been submitted in the case, the petitioner is directed to be enlarged on bail in connection with Raghunathpur P.S. Case no. 5 of 2021, on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the



like amount each to the satisfaction of the Additional Chief
Judicial Magistrate-VIII, Siwan.

(Partha Sarthy, J)

Harsh/-

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