

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.57716 of 2024

Arising Out of PS. Case No.-281 Year-2024 Thana- RAMKRISHNANAGAR District- Patna

Manish Kumar Son Of Rajkumar Ray Village- Ranipur Ganj, Nivasi Gali,
Near Durga Mandir, Ps- Mehandiganj, Dist- Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Lal Babu Prasad, Advocate

For the Opposite Party/s : Mr. Chandra Sen Prasad Singh, APP

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

ORAL ORDER

4 20-09-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in Ram Krishna Nagar P.S.
Case No. 281 of 2024, instituted for the offences punishable
under Sections 467, 468, 471, 413, 414, 379/34 of the Indian
Penal Code.

3. The prosecution case, in short, is that, the petitioner
along with other co-accused person have been caught hold by
the local people during course of stealing a motorcycle. A stolen
motorcycle has also been recovered from the possession of the
petitioner.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in the



present case. Charge-sheet has been submitted in this case. No incriminating material has been recovered from the conscious possession of the petitioner. Learned counsel for the petitioner also submits that during the course of argument the petitioner has been implicated in this case merely on suspicion. The allegations levelled against the petitioner is not specific, rather general and omnibus in nature. The petitioner is in custody since 09.04.2024 and has got no criminal antecedent. Learned counsel for the petitioner further submits that similarly situated co-accused has been granted bail by this Court vide order dated 24.07.2024 passed in Cr. Misc. No. 48235 of 2024.

5. Learned APP 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, taking into account the period of custody undergone by the petitioner and claim based on parity, 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/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Ram Krishna Nagar P.S. Case No. 281 of 2024, subject to the following conditions:



(I) One of the bailors shall be own/close member of the family of the petitioner.

(II) The petitioner shall appear on each and every date fixed at the trial. In case of default in such appearance on two consecutive dates, the Trial Court will have liberty to cancel the bail bonds of the petitioner.

(Rudra Prakash Mishra, J)

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