

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.49154 of 2024

Arising Out of PS. Case No.-303 Year-2022 Thana- MOHAMMADPUR District- Gopalganj

Sanjay Sah Son of Late Vishwanath Sah Resident of Vill- Khedwa, P.S.-
Basantpur, District-Siwan.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

with

CRIMINAL MISCELLANEOUS No. 53789 of 2024

Arising Out of PS. Case No.-303 Year-2022 Thana- MOHAMMADPUR District- Gopalganj

Raju Sharma Son of Sri Dwarika Sharma R/o- Khedwa, P.S.- Basantpur,
Distt.- Siwan

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

(In CRIMINAL MISCELLANEOUS No. 49154 of 2024)

For the Petitioner/s : Mr.Dharmveer Jha, Advocate

For the Opposite Party/s : Mr.Bishweshwar Ram, APP

(In CRIMINAL MISCELLANEOUS No. 53789 of 2024)

For the Petitioner/s : Mr.Dharmveer Jha, Advocate

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

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

- 2 21-08-2024 1. Heard learned Counsel for the petitioners and
learned APP for the State.
2. These applications, for grant of anticipatory bail,
arise out of Mahmmadpur PS case no. 303 of 2022, disclosing
offences punishable under Section 379 of the Indian Penal
Code.



3. The prosecution story, as per the First Information Report, is that the Bolero vehicle bearing registration no. JH 01AP-5770 of the informant was stolen.

4. Learned Counsel for the petitioners submits that during course of investigation, the stolen vehicle of the informant was recovered on 07.12.2022, for which, Basantpur PS case no. 559 of 2022 was instituted against the petitioners of both cases and two unknown, in which the petitioners have been granted regular bail by the learned Sessions Judge, Siwan. Learned counsel further submits that the present F.I.R. bearing Mahmmadpur PS case no. 303 of 2022 have been registered against unknown persons. He also submits that for the same offence, two F.I.R. have been registered; one at Mahmadpur (Gopalganj) and second at Basantpur (Siwan).

5. Regard being had to the submissions made on behalf of the parties and taking into consideration the fact that the stolen vehicle was recovered from possession of the petitioners, for which they were arrested and have been granted regular bail by the competent court and both F.I.Rs. arise out of the same occurrence, I am inclined to grant the privilege of anticipatory bail to the petitioners.

6. This application is, accordingly, allowed.



7. Let petitioners, abovenamed, in the event of their arrest or surrender before the Court below within six weeks, be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate-VI, Gopalganj in connection with Mahmmadpur PS case no. 303 of 2022, subject to the condition laid down under Section 438 (2) of the Code of Criminal Procedure.

(Anil Kumar Sinha, J)

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