

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.59922 of 2024

Arising Out of PS. Case No.-183 Year-2024 Thana- MADHUBAN District- East Champaran

Gajindra Kumar S/o Harikishore Ray @ Harishankar ray R/o vill - Banjariya,
P.O and P.s- Madhuban, Distt. - East Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Santosh Kumar, Advocate

For the Opposite Party/s : Ms. Nirmala Kumari, APP

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

ORAL ORDER

2 31-08-2024 Heard learned counsel for the petitioner and
learned APP for the State.

2. The petitioner seeks bail in Madhuban P.S. Case No. 183 of 2024, instituted for the offences punishable under Sections 379 and 411 of the Indian Penal Code.

3. The prosecution case, in short, is that, motorcycle of the informant was stolen from the door of his house. Upon searching for his vehicle, he got information that three persons near Banjariya Chowk were preparing to sell the motorcycle. The informant along with other relatives caught them, recovered the motorcycle and handed them over to the police.

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 further submits that the petitioner is a student and he has got no concern about the stolen motorcycle. The petitioner was a passerby of that way and was caught by the informant on the basis of suspicion. The petitioner is in custody since 05.05.2024 and has got no criminal antecedent.

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 and taking into account the period of custody undergone by the petitioner, 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 Madhuban P.S. Case No. 183 of 2024.

(Rudra Prakash Mishra, J)

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