

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.67612 of 2024

Arising Out of PS. Case No.-439 Year-2023 Thana- KALYANPUR District- East Champaran

Nanhak Yadav Son of Gajendra Yadav @ Gajendra Ray Resident of Village -
Patpariya, P.S. - Kalyanpur, District - East Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

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

For the Opposite Party/s : Ms. Meena Singh, APP

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

ORAL ORDER

2 20-09-2024 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends his arrest in connection
with Kalyanpur P.S. Case No. 439 of 2023 registered for the
offences punishable under Sections 411, 413, 414/34 of the
Indian Penal Code.

3. Prosecution case in short is that on search made by
the police, several parts of stolen motorcycles were recovered
from the house of co-accused, namely, Jitan Sah.

4. Learned counsel for the petitioner submits that the



petitioner is innocent and has committed no offence as alleged against him and has falsely been implicated in the present case. Petitioner is named in this case on the basis of confessional statement of co-accused, namely, Jitan Sah. It is submitted by learned counsel for the petitioner that petitioner works at scrap shop, whose owner is the son of Jitan Sah. Nothing has been recovered from the possession of the petitioner. Learned counsel next submits that petitioner has no concern with the alleged recovery. It is lastly submitted that co-accused has been allowed anticipatory bail by this Court *vide* order dated 09-08-2024 passed in Cr. Misc. No. 58180 of 2024.

5. On the other hand, learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the rival submissions made by the learned counsel for the parties, let the petitioner above-named, in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned court below where the case is pending/successor court in connection with Kalyanpur P.S. Case No. 439 of 2023, subject to the conditions as laid



down under Section 438 (2) of the Cr.P.C.

(Rudra Prakash Mishra, J)

Raj Kishore/-

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