

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.71678 of 2024**

Arising Out of PS. Case No.-77 Year-2024 Thana- Manikpur District- Lakhisarai

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Banti Kumar S/o- Babalu Sah Village- Shivkund Ps- Hemjapur Dist- Munger

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

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

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

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

ORAL ORDER

2 21-10-2024 Heard learned counsel for the petitioner and learned APP
for the State.

2. At the outset, learned counsel for the petitioner is
permitted to make necessary correction/s in the provision
portion of the bail application.

3. The petitioner seeks bail in connection with
Manikpur P.S. Case No. 77 of 2024 instituted for the offence
under Sections 309(4), 351(3) & 3(5) of the Bharatiya Nyaya
Sanhita, 2023.

4. Prosecution case as emerges from the FIR is that



four unknown miscreants entered into the house of the informant while she was sleeping and have taken away her mobile along with jewellery articles.

5. It has been submitted on behalf of the petitioner that the petitioner is in custody since 27-07-2024. Petitioner bears one criminal antecedents, as per disclosure made in paragraph No. 3 of the bail application.

6. It has been further submitted by the petitioner's counsel that petitioner has been falsely implicated in the present case. Petitioner is not named in the FIR. Name of the petitioner has transpired on the basis of confessional statement of co-accused, namely, Sunil Kumar, who has stated that the stolen jewellery articles were sold to the petitioner. Nothing has been recovered from the possession of the petitioner. It is lastly submitted that charge sheet has been submitted in this case.

7. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

8. Considering the aforesaid facts and circumstances of the case, period of custody of the petitioner, manner of petitioner's implication and charge sheet being submitted, this Court is inclined to grant bail to the petitioner.

9. Let the petitioner be released on bail on



furnishing bail bonds of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Manikpur P.S. Case No. 77 of 2024.

(Rudra Prakash Mishra, J)

Raj Kishore/-

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