

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.71143 of 2023

Arising Out of PS. Case No.-325 Year-2023 Thana- HARSIDHI District- East Champaran

Rahul Kumar S/O Binda Singh @ Vinda Singh R/O Village- Chikanauta, P.S-
Sugauli, Distt.- East Champaran At Motihari.

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Shashank Shekhar

For the Opposite Party/s : Mr.Sanjay Kumar Tiwary

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 02-01-2024 Heard learned counsel for the petitioner and

learned APP for the State.

The petitioner has filed the instant application for grant of regular bail in a case registered for the offences punishable under Sections 413, 414 of the Indian Penal Code.

As per allegation in the FIR, one stolen motorcycle is alleged to have been recovered from the possession of the petitioner.

It is submitted by learned counsel for the petitioner that the petitioner is innocent and he has falsely been implicated in the present case. It is further submitted that petitioner has no concern with the alleged offence. He was



merely standing near the alleged bile as a mute spectator.
There is no independent witness of the alleged seizure.
Moreover, petitioner is languishing in judicial custody since
19.05.2023. This case is triable by Judicial Magistrate.

Learned APP appearing for the State has
vehemently opposed the prayer for Bail.

Having heard learned counsel for the parties and
taking into consideration the facts and circumstances of the
case as well as period of custody, this Court is inclined to
enlarge the petitioner on bail. The above named petitioner is
directed to be enlarged on bail in connection with Harsidhi
P.S. Case No. 325 of 2023 on furnishing bail bond of Rs.
10,000/- (Rupees ten thousand) with two sureties of the like
amount each to the satisfaction of the learned Additional
Sessions Judge XI, East Champaran, Motihari.

(Sunil Kumar Panwar, J)

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