

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.77270 of 2023

Arising Out of PS. Case No.-327 Year-2023 Thana- RIGA District- Sitamarhi

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Raju Kumar Son Of Late Suresh Singh R/O Village- Ram Nagra, Ward
No.6,P.S.- Riga, District- Sitamarhi.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Ashok Kumar Jha
For the Opposite Party/s : Mr.Ganesh Prasad Singh

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 27-02-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has prayed for regular bail in a case
instituted for the offence under Sections 399, 402 and 414 of the
Indian Penal Code and Sections 25(1-b)a, 26 and 35 of the Arms
Act.

3. As per prosecution case, there has been recovery of
one motorcycle and one mobile phone from the possession of
the petitioner and other incriminating articles from the co-
accused persons.



4. It is submitted by learned counsel for the petitioner that petitioner has been falsely implicated in this case. He has committed no offence. He submitted that nothing has been recovered from the possession of the petitioner but the police afterthought implicated the petitioner showing recovery of a motorcycle, which is not theft rather the same was of the accused, who managed to escape from the place of occurrence. No incriminating articles have been recovered from the conscious possession of the petitioner. He further submitted that the other co-accused, who apprehended on spot has already been granted bail by a Co-ordinate Bench vide order dated 20.02.2024 passed in Cr. Misc. No. 9829 of 2024. Petitioner has got no criminal antecedent as stated in para-3 of the bail petition. He is languishing in judicial custody since 12.08.2023.

5. The application for bail is opposed by learned APP for the State.

6. Having heard learned counsel for the parties and considering 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 on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) with two sureties of the like amount each to the



satisfaction of the learned A.C.J.M.-VI, Sitamarhi in connection
with Riga P.S. Case No. 327 of 2023.

(Sunil Kumar Panwar, J)

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