

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.74639 of 2023

Arising Out of PS. Case No.-792 Year-2022 Thana- HAJIPUR SADAR District- Vaishali

Sanjay Paswan S/O Late Chandradeo Paswan Village- Ward No. 8, Dighi
Kala Purvi, Ps. Hajipur Sadar, Dist. Vaishali

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rina Sinha

For the Opposite Party/s : Mr.Md. Iftekhar Mahmood

**CORAM: HONOURABLE MR. JUSTICE RAMESH CHAND
MALVIYA**

ORAL ORDER

4 21-02-2024 Heard learned counsel for the petitioner and

learned APP for the State.

2. The petitioner is in custody in connection with Hajipur Sadar P.S Case No. 792 of 2022 registered for the offences punishable under Sections 413/414 of the Indian Penal Code.

3. As per the prosecution case, one motorcycle was recovered from the possession of Karan Kumar (son of the present petitioner).

4. Learned counsel for the petitioner submits that petitioner has falsely been implicated in this case. He further submits that on perusal of written report, it is



not clear that at what place of the house of the petitioner the motorcycle was seized. It is also submitted that the petitioner is in judicial custody since 02.08.2023.

5. However, learned APP for the State oppose the prayer for regular bail of the petitioner.

6. On perusal of the FIR, impugned order and period of custody and also considering the aforesaid facts and circumstances of the case and submissions made on behalf of the petitioner, let the above named petitioner be released on bail *after framing of the charge* on furnishing bail bonds of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned C.J.M., Vaishali at Hajipur in connection with Hajipur Sadar P.S Case No. 792 of 2022.

7. The trial court is directed to conclude the proceeding of framing of charge according to law within a period of 15 days from the date of receipt of a copy of this order. However, it is made clear that *if the charge-sheet has not been submitted* then the petitioner shall



be released on bail on the above conditions and he shall
be present physically on each and every date before the
trial court till conclusion of the proceeding of framing
of charge.

(Ramesh Chand Malviya, J)

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