

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.77341 of 2024

Arising Out of PS. Case No.-209 Year-2024 Thana- SHEKHPURA District- Sheikhpura

Mithlesh Kumar @ Mithu Yadav S/o Sanjay Yadav R/o Acharyadih, P.S. -
Sikandra, Distt. - Jamui

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Dinkar Kumar, Adv.

For the Opposite Party/s : Mr.Brajendra Nath Pandey, APP

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

ORAL ORDER

2 26-10-2024 Heard learned counsel for the petitioner
and learned APP for the State.

2. The petitioner seeks bail in connection
with Sheikhpura P.S. Case No. 209 of 2024
instituted for the offences under Section 379 of the
Indian Penal Code.

3. As per prosecution case, the accusation
against the three unknown miscreants is of
stealing jewelry worth Rs. 7,00,000/- from the
jewelry shop of the Informant.

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. The petitioner is not named in the F.I.R. and, in course of investigation, he has been remanded in the present case from Ariyari P.S. Case No. 141 of 2024 and the petitioner has been made accused in this case on the basis of suspicion as well as the criminal antecedents. He further submits that no recovery of the alleged stolen jewelry article has been made from the possession of the petitioner. The petitioner has no concern with the alleged occurrence. The petitioner has seven criminal antecedents and is languishing in judicial custody since 03.08.2024 without any rhymes or reason.

5. On the other hand, learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner, stating that the offence alleged against the petitioner is serious in nature and, thus, he does not deserve bail.

6. Having heard rival contention of both the parties and considering the entire facts and circumstances of the case as also taking into account the period of custody of the petitioner, let



the petitioner, abovenamed, 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 Sheikhpura P.S. Case No. 209 of
2024.

(Rudra Prakash Mishra, J)

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