

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.80016 of 2023

Arising Out of PS. Case No.-817 Year-2022 Thana- LAKHISARAI District- Lakhisarai

Nitesh Kumar Son Of Krishn Nandan Yadav Resident Of Village- Kumar, Ps-
Sikandra, Dist- Jamui

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Md. Irshad, Adv.

For the Opposite Party/s : Mr.Ram Sumiran Rai, APP

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

ORAL ORDER

3 29-02-2024 Heard learned counsel for the petitioner and

learned APP for the State.

2. The petitioner is in custody in connection
with Lakhisarai (Kabiya) P.S Case No. 817 of 2022
registered for the offences punishable under Sections
379 of the I.P.C

3. As per prosecution case, unknown theft has
stolen a motorcycle and a bike of the informant.

4. Learned counsel for the petitioner submits
that petitioner has falsely been implicated in this case. It
is further submitted that petitioner's name surfaced from
the confessional statement of the co-accused. It is also



submitted that petitioner is in judicial custody since 22.06.2023.

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 Chief Judicial Magistrate, Lakhisarai in connection with Lakhisarai (Kabiya) P.S Case No. 817 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)

Mayank/-

U		T	
---	--	---	--

