

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.85782 of 2023

Arising Out of PS. Case No.-759 Year-2023 Thana- BHABHUA District- Kaimur (Bhabua)

Dhiraj Kumar, Son of Rajnath Chouhan, Resident of Village - Akalashpur, P.s.
Bhabhua, Dist- Kaimur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sada Nand Roy

For the Opposite Party/s : Mr.Nand Kishore Prasad

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 10-01-2024 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 Section 380 of the Indian Penal
Code and later on added Section 411 of the IPC.

3. As per prosecution case, some unknown thieves
entered the informant's house and committed theft of three
mobile phones.

4. It is submitted by learned counsel for the petitioner
that petitioner has been falsely implicated in this case. He has
committed no offence. Petitioner is not named in the FIR and
the same has been lodged against unknown persons. Petitioner
was not apprehended on spot and the as alleged mobile
recovered from a street not from the conscious possession of the



petitioner. On the basis of suspicion, petitioner has been implicated in the present case. No T.I. Parade has been done. Petitioner has got no criminal antecedent as stated in para-3 of the bail petition. He is languishing in judicial custody since 21.09.2023.

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 Chief Judicial Magistrate, Kaimur at Bhabhua in connection with Bhabhua P.S. Case No. 759 of 2023.

(Sunil Kumar Panwar, J)

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