

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No. 85940 of 2023

Arising Out of PS. Case No.-157 Year-2023 Thana- BAIRIYA District- West Champaran

Ramprakash Yadav @ Ram Prakash Kumar Son Of Chandi Yadav Resident
Of Village- Tadhawanandpur, Ps- Bairiya, Dist- West Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sarvesh Kashyap, Advocate

For the Opposite Party/s : Mr. Sanjay Kumar Pandey, APP

CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA
ORAL ORDER

2 15-01-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks regular bail in connection with
Bairiya P.S. Case No.157 of 2023, registered for the offences
punishable under Section 413, 414 of the Indian Penal Code.

3. As per the prosecution case, the co-accused Angad
Kumar has stolen the motor-cycle of the informant from Kisan
Chaupal Meeting.

4. Learned counsel for the petitioner submits that
petitioner was not named in the FIR and his name transpired in
this case in the confessional statement of the co-accused Angad
Kumar from whom stolen motor-cycle has been recovered.
Nothing incriminating article has been recovered from the
conscious possession of the petitioner and except the



confessional statement of co-accused, there is no material found against the petitioner. No TIP of the petitioner has been done. He is in custody since 29.08.2023. He further submits that petitioner has been falsely implicated due to his criminal antecedent. Similarly situated co-accused namely Angad Kumar has been granted bail by a Co-ordinate Bench of this Court vide order dated 08.01.2024 in Cr. Miscellaneous No. 65112 of 2023.

5. Learned APP for the State has opposed the prayer for regular bail of the petitioner.

6. Considering the facts and circumstances of the case and the submissions of learned counsel for the parties, let the petitioner, above named, be released on bail on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Bettiah, West Champaran in connection with Bairiya P.S. Case No. 157 of 2023, subject to the following conditions:-

(I) One of the bailors shall be family member of the petitioner.

(ii) Petitioner will co-operate in trial and will remain present on all dates and absence for two consecutive dates without appropriate permission, would be a ground for



cancellation of bail by the learned Trial court itself.

(Sunil Dutta Mishra, J)

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