

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.10363 of 2024

Arising Out of PS. Case No.-335 Year-2022 Thana- GAYA KOTWALI District- Gaya

Guddu Kumar, aged about 23 years, Male, Son of Surendra Yadav R/o vill -
Dhanawan, P.S. - Bodh Gaya, Distt. - Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Anjani Kumar Jha, Advocate

For the Opposite Party/s : Mr. Mritunjay Kumar Nirala, APP

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

ORAL ORDER

2 21-02-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner is in custody in connection with
Kotwali P.S. Case No.335 of 202 registered for an offence
punishable under Section 379 of the Indian Penal Code.

3. As per allegation in the FIR, it is a case of theft of a
motorcycle of the informant.

4. Learned counsel for the petitioner submits that
petitioner has falsely been implicated in this case and the
petitioner is not named in the FIR and no any incriminating
article has been recovered from the conscious possession of the
petitioner. Petitioner is in custody since 10.11.2022.

5. Learned APP for the State opposes the prayer for



regular bail of the petitioner.

6. Considering the aforesaid facts and period of custody of the petitioner, the prayer for regular bail of the petitioner is allowed. Accordingly, let the above named petitioner be released on bail *after framing of the charge* on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of Sri Anish Kumar, Judicial Magistrate, Ist Class, Gaya in connection with Kotwali P.S. Case No. 335 of 2022.

7. The trial Court is directed to conclude the proceeding of framing of charge according to the law within a period of fifteen 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 above named petitioner shall be released on bail on above conditions and the petitioner 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)

Brajesh Kumar/-

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