

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.4866 of 2025

Arising Out of PS. Case No.-180 Year-2024 Thana- CHANDAUTI District- Gaya

Sunny Kumar @ Sunny Yadav, Male, aged about 19 years, S/o- Mohan Yadav, R/O Village- Manpur @ Mohanpur Surya Pokhra Par, P.S- Buniyadganj, District- Gaya

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner : M/S. Diwakar, Shivam Kumar and Deepak Kumar,
Advocates

For the Opposite Party : Mr. Anil Kumar, A.P.P.

CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH SINGH

ORAL ORDER

2 27-02-2025 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner seeks bail in connection with Chandauti P.S. Case No. 180 of 2024 dated 18.05.2024 registered for the offence punishable under Section 379 of the I.P.C.

3. As per the prosecution case, on 30.04.2024, some miscreants are alleged to have stolen the motorcycle of the informant which was parked at the gate of the hospital.

4. Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in the present case. It is further submitted that the petitioner is not



named in the F.I.R. The alleged occurrence took place on 30.04.2024 as to when the F.I.R. has been lodged on 18.05.2024 and the delay of 18 days in lodging of the F.I.R. has not been explained by the prosecution. It is further submitted that the petitioner has been remanded in the present case from Tekari P.S. Case No. 380 of 2024 dated 14.09.2024. There is no eye witness to the alleged offence. No incriminating article has been recovered from his possession. The petitioner is the sole bread earner in the family who looks after the whole family. He has no concern with the alleged offence. The petitioner has one criminal antecedent in which he is on bail as stated in paragraph no. 3 of the bail application. The petitioner is in custody in this case since 30.10.2024.

5. Learned A.P.P. for the State has opposed the prayer for bail petition of the petitioner.

6. Considering the aforesaid facts and circumstances of the case as well as the period of custody, let the above named petitioner, be enlarged on bail on furnishing bail bond of Rs. 20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of the learned C.J.M., Gaya/concerned court in connection with Chandauti P.S. Case No. 180 of 2024 with further condition:-



I. The petitioner is directed to remain physically present before the learned court below on each and every date, failing which on two consecutive dates without reasonable cause, the bail bonds of the petitioner are liable to be cancelled.

7. The application stands allowed.

(Chandra Prakash Singh, J)

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