

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.12709 of 2025

Arising Out of PS. Case No.-280 Year-2024 Thana- SAKURABAD District- Jehanabad

Chandan Kumar S/O Baliram Sharma Resident of Village- Narayanpur, P.S.-
Shakurabad, District- Jehanabad,

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Avinash Kumar Singh, Advocate
For the Opposite Party/s : Mr. Bharat Lal, APP

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

2 05-03-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with
Shakurabad P.S. Case No. 280 of 2024 instituted for the
offences under Sections 303(2), 317(3), 317(4) of the Bharatiya
Nyaya Sanhita, 2023.

3. Prosecution case, in short, is that, police on the
basis of secret information that some persons were involved in
dealing stolen mobile phones, raided the place of occurrence
and apprehended three accused persons including this petitioner.
It is further alleged that one mobile phone was recovered from



this petitioner.

4. Learned counsel for the petitioner submitted that the petitioner is innocent and has falsely been implicated in the present case only on suspicion. No incriminating/looted article has been recovered from the conscious possession of the petitioner. Learned counsel further submitted that mobile which has been recovered from the possession of the petitioner belongs to him and in support of the same he has annexed the payment receipt of the said mobile phone at Annexure-P/2 to this petitioner. There is no compliance of Section 103 of the BNSS. It has been submitted on behalf of the petitioner that the petitioner is in custody since 19.10.2024 and has no criminal antecedent.

5. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the aforesaid facts and circumstances of the case as also the period of custody undergone by the petitioner, this Court is inclined to grant bail to the petitioner.

7. Let the petitioner be released on bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Shakurabad P.S.



Case No. 280 of 2024.

(Rudra Prakash Mishra, J)

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