

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.23193 of 2025

Arising Out of PS. Case No.-270 Year-2024 Thana- BIBHUTIPUR District- Samastipur

Badal Kumar S/o- Pravin Ray @ Pravin Kumar Rai Resident of Village-
Samartha PS- Bibhutipur District- Samastipur

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Raja Ram Mishra, Adv.

For the Opposite Party/s : Mr.Damodar Prasad Tiwary, APP

**CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH
SINGH**

ORAL ORDER

5 20-06-2025 Heard learned counsel for the petitioner and learned
A.P.P for the State.

2. Let the defect(s) as pointed out by the office, notes
dated 13.05.2025 be ignored.

3. The petitioner has preferred this application for
grant of regular bail in connection with Bibhutipur P.S. Case
No. 270 of 2024 dated 25.08.2024 registered for the offences
punishable u/s 317(5) of the Bhartiya Nyaya Sanhita.

4. As per the prosecution case, the petitioner and the
co-accused person were apprehended with the stolen Electrical
Motor.

5. Learned counsel for the petitioner has submitted
that the petitioner is innocent and has falsely been implicated in



this case. Nothing has been recovered from the conscious possession of the petitioner. The electric motor was recovered from an open place and the petitioner has no concern with the alleged recovery. Nothing has been recovered from the conscious possession of the petitioner. The co-accused person has already been granted regular bail by this court vide order dated 18.01.2025 passed in Cr. Misc. No. 85401/2024. The petitioner has two criminal antecedents as stated in para 3 of the bail petition. The petitioner is in custody since 26.08.2024.

6. Learned A.P.P. for the State has vehemently opposed the bail petition of the petitioner.

7. Considering the aforesaid facts and circumstances of the case as well as the period of custody, the petitioner above-named, is directed to 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 learned Court concerned, Rosera, Samastipur in connection with Bibhutipur P.S. Case No. 270 of 2024.

8. The application stands allowed.

(Chandra Prakash Singh, J)

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