

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.21769 of 2025

Arising Out of PS. Case No.-410 Year-2024 Thana- NADI P.S. District- Patna

Mantu Kumar S/o Jhanjhat Prasad R/o Village- Lalu Chak, Gass Plant,
Fatuha, P.S.- Fatuha, District- Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Pramod Kumar, Advocate.

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

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

2 23-04-2025 Heard Mr. Pramod Kumar, learned counsel appearing
on behalf of the petitioner and Mr. Mritunjay Kumar Nirala,
learned APP for the State.

2. The petitioner seeks pre-arrest bail in connection
with Nadi P.S. Case No. 410 of 2024 registered for the offence
punishable under Sections 317(5) of the BNS, 2023.

3. As per the allegation made in the F.I.R., the
petitioner has been alleged to be involved in the theft of
motorcycle along with other co-accused after changing the
registration number of the motorcycle.

4. Learned counsel appearing on behalf of the
petitioner submitted that the petitioner is innocent and he has
falsely been implicated in the case due to dirty village politics.
He submits that the stolen motorcycles were recovered from the



apprehended co-accused Raushan Kumar and Indrajeet Kumar and not from the petitioner. The apprehended accused disclosed the name of the petitioner as their accomplice due to enmity. Petitioner is not involved in alleged theft of motorcycle in the area. He has clean antecedent.

5. Learned APP for the State has vehemently opposed the prayer for grant of pre-arrest bail to the petitioner.

6. Considering the nature of allegation made against the petitioner and the fact that the recovery of stolen motorcycles is from co-accused who has disclosed the name of the petitioner, I find that the petitioner has, *prima facie*, made out a case to be released on bail.

7. The petitioner, above named, is directed to be released on pre-arrest bail, in the event of his arrest or surrender before the Court below within a period of four weeks from today, on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate-I, Patna City in connection with Nadi P.S. Case No. 410 of 2024, subject to the condition as laid down under Section 482(2) of the BNSS, 2023.

8. The District Court is directed to verify the criminal antecedent of the petitioner and if it is found that the petitioner



is involved in some other cases as what has been stated in Para-
3 of the bail petition, this order will automatically lose its force.

9. The bail application stands disposed of.

(Purnendu Singh, J)

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