

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.24692 of 2025

Arising Out of PS. Case No.-37 Year-2024 Thana- SUGAULI District- East Champaran

Devendra Sahani Son of Late Yogendra Sahani @ Jogendra Sahani @
Yogendra Sahni R/V- Panapur, Ranjita, Kathaiya, P.S.- Harsidhi, District -
East Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Kundan Rathore, Advocate

For the Opposite Party/s : Mr. Umeshanand Pandit, APP

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

ORAL ORDER

2 22-04-2025 Heard learned counsel for the petitioner and
learned APP for the State.

2. The petitioner seeks bail in connection with Sugauli
P.S. Case No. 37 of 2024, instituted for the offences punishable
under Sections 379 and 420 of the Indian Penal Code.

3. The prosecution case, in short, is that, unknown
persons are alleged to have stolen the pick-up vehicle of the
informant.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in the
present case. Charge-sheet has been submitted in this case. No
incriminating material has been recovered from the conscious
possession of the petitioner. Learned counsel for the petitioner



also submits that the petitioner was not present at the place of occurrence. Name of the petitioner has been transpired in this case on the basis of confessional statement made by co-accused, namely, Shivam Kumar and the same has got no evidentiary value. No any recovery of the stolen vehicle has been made from the possession of the petitioner. The petitioner is in custody since 01.06.2024 and has got four criminal antecedents in which he is on bail in two cases. Learned counsel for the petitioner further submits that similarly situated co-accused has been granted regular bail by this Court vide order dated 02.04.2025 passed in Cr. Misc. No. 18377 of 2025.

5. Learned APP 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 and taking into account 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/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Sugauli P.S. Case No. 37 of 2024, subject to the following conditions:



(I) One of the bailors shall be own/close member of the family of the petitioner.

(II) The petitioner shall appear on each and every date fixed at the trial. In case of default in such appearance on two consecutive dates, the Trial Court will have liberty to cancel the bail bonds of the petitioner.

(Rudra Prakash Mishra, J)

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