

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.62311 of 2025

Arising Out of PS. Case No.-318 Year-2025 Thana- HARNAUT District- Nalanda

Niraj Kumar S/o Shiv Kumar Paswan R/o Village - Dev Bigha, P.S - Wena,
District - Nalanda

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Bindeshwar Prasad Singh

For the Opposite Party/s : Mr. Ahmad Ali

CORAM: HONOURABLE JUSTICE SMT. SONI SHRIVASTAVA
ORAL ORDER

4 12-12-2025 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

2. The petitioner seeks bail in a case registered for the
offence punishable under Sections 318(2), 317(4), 317(2), 339,
61(2) of the B.N.S.

3. Allegation in the first information report is that the
petitioner was apprehended with a stolen motorcycle which he
confessed to have brought from his friend Samsan Kumar, who
had purchased the said motorcycle at a lower price.

4. Learned counsel for the petitioner submits that it
would be apparent from the First Information Report itself that
the petitioner is not involved in committing theft of the
motorcycle rather he was apprehended along with the
motorcycle which had been purchased by his friend and the
petitioner had no knowledge whatsoever that the same was a



stolen article. It is further submitted that there is no independent witness to the seizure list and the signature of the petitioner was taken on a plain piece of paper. The petitioner is in custody since 01.07.2025 with no criminal antecedent and charge-sheet has been submitted.

5. Learned APP for the State has opposed the application for bail.

6. Taking into consideration the facts and circumstances and also considering that the allegation on the petitioner remains confined to being in possession of the stolen motorcycle and not that of stealing the same, coupled with the fact that the petitioner is in custody since 01.07.2025 with no criminal antecedent, let the above named petitioner, be enlarged on bail on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned court below where the case is pending/successor court in connection with Harnaut P.S. Case No. 318 of 2025.

(Soni Shrivastava, J)

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