

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.71294 of 2025

Arising Out of PS. Case No.-244 Year-2025 Thana- BUXAR District- Buxar

Pankaj Kumar Gupta S/o Pradeep Kumar Gupta Resident OF Lalganj, PS-
Buxar m, District- Buxar

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Rakesh Singh, Advocate

For the Opposite Party/s : Mr. Sanjay Kumar Tiwary, APP

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

ORAL ORDER

2 13-10-2025 Heard learned counsel for the petitioner and learned APP
for the State.

2. The petitioner seeks bail in connection with S.Tr.
No. 284 of 2025, arising out of Buxar (Town) P.S. Case No. 244
of 2025 instituted for the offence under Section 303(2) of the
Bharatiya Nyaya Sanhita, 2023.

3. The prosecution story, in brief, is that on
14.05.2025, informant alleged that he had gone to the
Collectorate Campus on his Hero Splendor Plus motorcycle, and
upon returning at about 1:00 PM, he found it missing despite
searching the entire vicinity.

4. It has been submitted on behalf of the petitioner
that the petitioner is in custody since 08.07.2025. Petitioner



bears three criminal antecedents, as per disclosure made in paragraph No. 3 of the bail application.

5. It has been further submitted by the petitioner's counsel that petitioner has been falsely implicated in the present case. Petitioner is not named in the FIR. Name of the petitioner has transpired on the basis of confessional statement of co-accused, namely, Ujjawal Kharwar @ Priyanshu, who allegedly confessed that motorcycle was kept in the scrap shop of the petitioner. In this connection, it is submitted that petitioner had no knowledge that motorcycle in question was stolen one. Charge sheet has already been submitted in this case, thereafter, charge is also framed in this case.

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

7. Considering the aforesaid facts and circumstances of the case, period of custody of the petitioner and manner of petitioner's implication, this Court is inclined to grant bail to the petitioner.

8. Let the petitioner be released on bail on furnishing bail bonds of Rs. 15,000/- (Fifteen Thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with S.Tr. No. 284 of



2025, arising out of Buxar (Town) P.S. Case No. 244 of 2025,
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)

Raj Kishore/-

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