

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.83949 of 2024

Arising Out of PS. Case No.-45 Year-2024 Thana- Manuapul District- West Champaran

Biran Kumar Son of Lalan Prasad Village- Khairatiya, Ps- Manuapul, Dist-
West Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sarvesh Kashyap, Adv.

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

CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH MISHRA
ORAL ORDER

3 25-02-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with
Manuapul P.S. Case No. 45 of 2024 instituted for the offences
under Sections 413 and 414 of the Indian Penal Code.

3. As per prosecution case, during vehicle-checking,
the petitioner has been apprehended by the police with the
stolen motorcycle.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and he has been falsely implicated in the
present case with false and frivolous allegations. The petitioner
has not committed any offence as alleged in the F.I.R. He further
submits that actually the petitioner had taken lift from the co-
accused Ajit Patel and had no knowledge that the alleged
motorcycle was stolen one. The petitioner has no concern with



the alleged motorcycle. There is a non-compliance of Section 103 of the B.N.S.S. which creates a serious doubt in the prosecution case. The petitioner has two criminal antecedents and, in both of them, he is on bail and is languishing in judicial custody since 09.05.2024 without any rhymes or reason. Charge-sheet has been submitted in this case.

5. On the other hand, learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner, stating that the offence alleged against the petitioner is serious in nature.

6. Having heard rival contention of both the parties and considering the entire facts and circumstances of the case as also taking into account the period of custody of the petitioner, let the petitioner, abovenamed, be released on bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Manuapul P.S. Case No. 45 of 2024.

(Rudra Prakash Mishra, J)

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