

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.29809 of 2015

Arising Out of PS.Case No. -205 Year- 2014 Thana -JOGAPATTI District-
WESTCHAMPARAN(BETTIAH)

- =====
1. Neyaz Dewan @ Nayam Dewan Son of Harun Dewan
 2. Amzad Ali Son of Kamrudin Dewan Both are resident of village -
Machchargawa, P.S. Yogapatti, District - West Champaran

.... Petitioners

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioners : Mr. Mukesh Kumar

For the Opposite Party : Mr. P.K.Jha (App)

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 16-10-2015 Heard the counsel for the petitioners and counsel for the

State.

The petitioners are languishing in jail since 08.05.2015
in a case instituted under Sections 379 of the Indian Penal Code.

As per allegation, it is a case of theft of transformer
wire and oil which is loss of government money of Rs.55,000/- by
the accused persons.

It has been submitted on behalf of the petitioners that
the petitioners are in custody since 08.05.2015. Chargesheet has
been submitted in the case. There is no allegation of tampering of
evidence against the petitioner. Petitioners are not named in the
FIR. Petitioners have been made accused due to mistake of fact. It is

further submitted that the petitioners may be released after completion of nine months in custody from 08.05.2015.

On behalf of the State, it has been submitted that the petitioner is not named in the FIR.

Considering the aforesaid facts and circumstances, it is directed that the petitioners be released after completion of nine months in custody from 08.05.2015 on furnishing bail bond of Rs.10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction learned Sub Divisional Judicial Magistrate Bettiah, West Champaran in connection with Yogapatti P.S.Case No.205 of 2014.

(Sudhir Singh, J)

B.Kr./-

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