

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.56294 of 2015

Arising Out of PS.Case No. -682 Year- 2015 Thana -MOTIHARI TOWN District-
EASTCHAMPARAN(MOTIHARI)

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1. Sally Raj S/o Hadish Mian
2. Sohail @ Bikau S/o Hadish Mian Both of Vill- Surhan, P.S.- Motihari
Muffasil, Dist- East Champaran.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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**CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA**
ORAL ORDER

2 16-12-2015

Heard learned counsel for the petitioners and

learned counsel for the State.

Petitioners are accused in connection with Motihari
Town P.S. Case No. 682 of 2015/G.R. Case No. 5530 of 2015
registered under Sections 457 and 380 of the I.P.C.

The allegation of informant, Shashi Bhushan Prasad
Yadav, is that on 06.10.2015, after handing over the key of his
house to his driver Sally Raj, petitioner no.1, he went to his village
Gamhariya. Thereafter, he was informed by the petitioner, Sally
Raj, about the occurrence of theft in his house then the informant
reached at his house and saw that cash, ornaments and other
materials kept in the Almirha were stolen. When he made query to
his driver Sally Raj, he admitted his guilt about committing theft
in association of his brother Sohail @ Bikau, petitioner no.2 along
with Rajan Kumar, Vivek Kumar and Suggi.

Learned counsel appearing on behalf of the petitioners submits that it would appear from the F.I.R. itself that petitioner no.1, Sally Raj, is driver of the informant, who has falsely been implicated by the informant in this case with ulterior motive along with his brother, petitioner no.2. It is submitted that nothing incriminating articles have been recovered from the possession of the petitioners. It is further submitted that petitioners have no criminal antecedent and are in custody since 07.10.2015.

Having considered the facts and circumstances of the case, let the above named petitioners be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of C.J.M., Motihari, East Champaran in connection with Motihari Town P.S. Case No. 682 of 2015.

(Rajendra Kumar Mishra, J.)

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