

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.29444 of 2014

Arising Out of PS.Case No. -4 Year- 2014 Thana -PIRBAHOR District- PATNA

Sashi Sekhar, S/o Sunil Kumar, Resident of Village - Khal Ko Chak, P.S. - Mukhamdumpur, District - Jehanabad.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

Appearance :

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

For the Opposite Party/s : Mr. M.Rub (APP)

CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN SHARMA
ORAL ORDER

3 09-01-2015 Heard learned counsel for the petitioner and learned counsel representing the State.

The petitioner apprehending his arrest in connection with Pirbahore P.S. Case No. 04 of 2014 registered for the offence under Sections 448, 341, 323, 379, 34 of the Indian Penal Code seeks privilege of pre arrest bail.

Allegedly, the petitioner being former student came in the hostel of the institute and took away LED T.V. of Sony company with Set Top Box. Guard Ali Abash was also assaulted by the petitioner at the time of taking away the T.V. set and Set Top Box.

Submission at the bar for pre arrest bail is that Ali Abash has falsely implicated the petitioner. The petitioner is passed out student of N.I.T., Patna and it cannot be believed that from his motorcycle he will go and took away the Television and Set Top Box. During investigation, the Set Top

Box and LED T.V. have been found kept in the premises and as such at the instance of Ali Abash the petitioner is being harassed.

The learned APP opposes the prayer of bail.

As the T.V. set and Set Top Box have been recovered and as such in the light of rival contention, in case of arrest or surrender before the court below within two months from the date of receipt/production of a copy of this order, the petitioner namely Sashi Sekhar shall be released on bail on execution of bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of Sri Anil Kumar Ram, J.M., Ist Class, Patna in connection with Pirbahore P.S. Case No. 04 of 2014 with condition as laid down under Section 438(2) Cr.P.C.

(Jitendra Mohan Sharma, J)

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