

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.35027 of 2015

Arising Out of PS.Case No. -58 Year- 2015 Thana -IMAMGANJ District- GAYA

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Akash Kumar @ Akash Choudhary Son of Bishnu Choudhary Resident of
village Gewalganj, P.S. - Imamganj, District - Gaya.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Dharendra Kumar

For the Opposite Party/s : Mr. Narsingh Tanti(App)

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR
SINGH
ORAL ORDER

02/ 18-08-2015

Heard learned counsels for the petitioner

and the State.

The petitioner is apprehending his arrest in
a case registered for the offences punishable under Section 414
of the Indian Penal Code.

It is alleged that the petitioner was engaged
in committing theft of motorcycle and selling them. Though,
nothing was recovered from the possession of the petitioner but
it is alleged that at earlier point of time suspected stolen
motorcycle was recovered from the petitioner.

It is submitted by learned counsel for the
petitioner that never any motorcycle was recovered from the
petitioner.

A statement has been made in paragraph 3 of the petition that the petitioner has no criminal antecedent.

Considering the aforesaid facts, let the above named petitioner be released on anticipatory bail provisionally for three months in the event of his arrest or surrender before the learned court below within a period of twelve weeks from today, on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate, Ist Class, Sherghati, District – Gaya in connection with Imamganj P.S. Case No. 58 of 2015, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

The provisional bail will be confirmed by the learned court below if it is found that the petitioner was not involved at earlier point of time in committing theft of the motorcycle nor any recovery was made from his possession.

(Dinesh Kumar Singh, J)

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