

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.15563 of 2015

Arising Out of PS.Case No. -371 Year- 2014 Thana -JAGDIHSPUR District- BHOJPUR

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Dhananjay Kumar Singh @ Chhotu Singh S/o Rabindra Singh Resident of
Village Barauli, P.S. Piro, District Bhojpur.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Prabhat Kumar Singh

For the Opposite Party/s : Mr. Sanjay Kr. Tiwary(App)

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

02/ 19-05-2015

Heard learned counsels for the petitioner and
the State.

The petitioner is languishing in custody since
26.02.2015 in a case registered for the offences punishable under
Section 395 of the Indian Penal Code.

The prosecution case is that the truck loaded
with refine edible oil was robbed. Edible oil and other articles
were recovered from the under construction rice mill of the
petitioner on the confession of Sunny Kumar Singh.

It is submitted by learned counsel for the
petitioner that the rice mill under construction without having roof
or door and neither the seized articles nor the petitioner has been
put on TIP. Statement to that effect has been made in para 17 of

the petition. Hence, the recovery from the under construction rice mill cannot be treated to be recovery from the possession of the petitioner. A statement has been made in para 3 of the petition that the petitioner has no criminal antecedent. Moreover, the investigation has already concluded.

Considering the aforesaid facts, let the above named petitioner, 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 learned Judicial Magistrate, Ist Class, Ara in connection with Jagdishpur P.S. Case No. 371 of 2014.

(Dinesh Kumar Singh, J)

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