

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.29854 of 2015

Arising out of PS.Case No. -189 Year- 2015 Thana -SUPAUL District- SUPAUL

Manoj Mehta @ Manoj Kumar Mehta, Son of Singheshwar Mehta, resident of Thumha, P.S. Pipra, Distt. – Supaul.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

Appearance :

For the Petitioner : Mr. Karuna Kant Jha, Advocate.

For the Opposite Party : Mr. Nawal Kishore Pd.(App)

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 16-10-2015 Heard learned counsel for the petitioner and learned counsel for the State

The petitioner is languishing in custody since 21.04.2015 in connection with Supaul P.S. Case No. 189 of 2015 for the offences instituted under Sections 452, 380 and 411 of the IPC.

The prosecution story, in brief, is that the informant left his house to attend a marriage in Darbhanga having appointed a Caretaker. On the date of event, when the informant was returning from Darbhanga, he was informed that there is a thief in his house and two thieves were caught by the Caretaker and his neighbours. He further stated that when he reached his house he saw a healthy black thief was locked inside and when the gate was opened a rod Suma, hammer and some jewellery were seized from his

possession. He further states that two separate seizure lists were prepared by the police.

It has been submitted on behalf of the petitioner that the petitioner has got no criminal antecedent. The petitioner is in custody since 21.04.2015 and the charge sheet has been submitted in the case. There is no allegation of tampering with the evidence against the petitioner. The allegation of theft made by the informant is denied. The petitioner has falsely been implicated in the present case due to previous enmity.

On behalf of the State it has been submitted that the petitioner is named in the F.I.R.

Considering the aforesaid facts and circumstances, let the petitioner above named, be released on bail on furnishing bail bond of Rs. 10,000/-(Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned C.J.M., Supaul, in connection with Supaul P.S. Case No. 189/2015, corresponding to G.R. No. 671/2015.

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(Sudhir Singh, J)