

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.21537 of 2015

Arising Out of PS.Case No. -150 Year- 2015 Thana -SITAMARHI District- SITAMARHI

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1. Md. Ehsan @ Md. Shan son of Late Md. Nisar, resident of village-Mehsoul, P.S.- Sitamarhi, District- Sitamarhi.

.... Petitioner

Versus

1. The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Ashhar Mustafa

For the Opposite Party : Mr. S.M.Rahman(App)

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 21-05-2015 Petitioner is languishing in custody since 05.03.2015 in a case registered for the offences punishable under Section 379 of the Indian Penal Code.

On theft being committed of the motorcycle of the informant leading to the registration of the present case against unknown. Subsequently during investigation some of the witnesses claimed to have seen the petitioner running away with the alleged motorcycle.

It is submitted by learned counsel for the petitioner that only on suspicion the petitioner has been roped in the present case. Moreover the petitioner has not been put on test identification parade and nothing has been recovered from the possession of the petitioner. The statements to that effect have been made in para 11 and 15 of the petition.

Considering the aforesaid facts, 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 learned Chief Judicial Magistrate, Sitamarhi in connection with Sitamarhi P.S. Case No. 150 of 2015.

Since the petitioner has serious antecedent, let learned Court below positively cancel the bail bonds of the petitioner, if the petitioner gets substantially involved in serious nature of offence or defaults for two consecutive occasions during trial.

(Dinesh Kumar Singh, J)

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