

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.17563 of 2014

Arising Out of PS.Case No. -311 Year- 2013 Thana -GANDHIMAIDAN District- PATNA

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Shamsher Singh @ Kukku S/O Sri Yogendra Singh, resident of Mohalla-
Postal Park, Near T.P.S. College, P.S. Kankarbagh, District- Patna.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Shri Prakash Tiwari

For the Opposite Party/s : Mr. Iftekhar Mahmood (App)

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**CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN
SHARMA**

ORAL ORDER

6 13-01-2015

Heard the parties.

This is an application for anticipatory bail for the
offence punishable under sections 420, 467, 468, 471 and 120
(B)/34 of the I.P.C.

Allegedly from the shop of the petitioner, namely, J.S.
Motors duplicate parts of Hyundai brand was recovered and the
petitioner seeing the raiding party succeeded in fleeing away,
whereas servant Bhubneshwar Kumar was present in the shop.

Submission is that that the petitioner has never
indulged himself in sale and purchase of duplicate items of any
company and the items recovered from the shop of the petitioner
were purchased by the petitioner from the registered firm vide
Annexure-2. The value of recovered parts was worth Rs. 6,834/-
only. There is no case that the petitioner was indulged in

manufacturing the duplicate parts and as such the petitioner deserves sympathetic consideration, to which the learned A.P.P. does not dispute.

In the facts and circumstances as stated above, considering that the petitioner is claiming that the articles recovered were purchased vide Annexure-2 series from Manka Auto Industries, New Delhi and as such the above named petitioner, in case of his arrest or surrender within two months from the date of receipt/production of a copy of this order, shall 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 C.J.M. Patna in Gandhi Maidan P.S. Case No. 311 of 2013 subject to the conditions as laid down in section 438 (2) of the Cr.P.C.

(Jitendra Mohan Sharma, J)

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