

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.11728 of 2016

Arising Out of PS.Case No. -1 Year- 2016 Thana -BASANTPUR District- SIWAN

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1. Brajesh Singh, son of Rama Shankar Singh, Resident of Village-
Pandauli (Parawali) Ujjain Tola, P.S.- Bhasantpur, District- Siwan.

.... Petitioner

Versus

1. The State of Bihar Opposite Party

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Appearance :

For the Petitioner/s : Mr. Bijay Prakash Singh

For the Opposite Party/s : Mr. Kanhaiya Kishore (App)

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CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN SHARMA
ORAL ORDER

3 29-04-2016

Heard learned counsel for the petitioner and learned
counsel representing the State.

The petitioner seeks bail in connection with Basantpur
P.S. Case No. 01 of 2016 registered for the offences punishable
under Sections 413 and 414 of the Indian Penal Code.

Allegedly, acting on a tip off, the informant and other
police personnel apprehended the petitioner and he confessed his
guilt that he has kept the stolen truck in the garage of Basant
Prasad and thereafter, Basant Prasad was also apprehended and
from garage stolen truck was recovered.

Submission is of false implication and that the petitioner
has been made victim of police atrocities, nothing has been
recovered from conscious possession of the petitioner, from earlier
he is involved in only one case bearing Basantpur P.S. Case No.

60 of 2015 under Section 393 of the Indian Penal Code and co-accused Basant Prasad has already been allowed bail and as such he deserves sympathetic consideration to which the learned APP opposes by submitting that on the basis of confession of the petitioner stolen truck was recovered .

In the facts and circumstances stated above, considering that on the basis of confession of the petitioner stolen truck has been recovered and as such, at this stage, this Court is not inclined to enlarge the petitioner on bail, accordingly, his such prayer stands rejected.

However, the petitioner may renew his prayer of bail after remaining further six months in custody.

(Jitendra Mohan Sharma, J)

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