

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.11969 of 2016

Arising Out of PS.Case No. -7 Year- 2016 Thana -VAISHALI District- VAISHALI(HAJIPUR)

1. Pankaj Kumar Son of Munna Sah Resident of village- Jamin Mathia, PS
Minapur (Panapur O.P) District Muzaffapur.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Manish Chandra Gandhi

For the Opposite Party/s : Mr. Surendra Kumar (App)

CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

2 17-03-2016 Heard learned counsel for the petitioner as well as
learned Additional Public Prosecutor for the State.

Petitioner seeks bail in a case registered for the
offences punishable under Sections 413, 414, 420, 120B of the
Indian Penal Code.

Petitioner along with one co-accused was caught
near an A.T.M. Machine and two ATM cards are said to have been
recovered from possession of the petitioner. Petitioner and his
associates confessed that they had gone to A.T.M. Machine with
an intent to cheat the people.

Contention on behalf of the petitioner is that out of
two seized ATM cards, one ATM card belongs to the petitioner
and so far as second ATM card is concerned, the same does not

belong to petitioner and as a matter of fact, the aforesaid ATM card had not been recovered from conscious possession of the petitioner. It is further submitted that moreover, the prosecution case does not constitute any offence.

Considering the aforesaid facts and circumstances as well as submissions of the parties and also taking note of this fact that petitioner is in jail custody since 11.01.2016, let the 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 Chief Judicial Magistrate, Vaishali at Hajipur in connection with Vaishali P.S. Case No. 07 of 2016.

(Hemant Kumar Srivastava, J)

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