

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.14464 of 2016

Arising Out of PS.Case No. -534 Year- 2015 Thana -BEGUSARAI TOWN District- BEGUSARAI

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1. MITHILESH MISHRA @ MITHLESH MISHRA son of Shankar Mishra, Resident of village- Rajendra Road, Shokhara, P.S.- Fulwaria, District- Begusarai
2. Sant Kumar Yadav Son of Laxmi Yadav, Resident of village- Sahlodi Sajat, P.S.- Bhagwanpur, District- Begusarai

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Suraj Narain Yadav

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

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH

ORAL ORDER

2 17-05-2016 Heard learned counsels for the petitioners and the State.

The petitioners are languishing in custody since 8.10.2015 in a case registered for the offences punishable under Section 414 of the Indian Penal Code, sections 45 and 46 of the Prisoners Act and section 22 of NDPS Act.

The prosecution case is that Bhola Nath Singh, Superintendent of Begusarai jail submitted a written report alleging that in course of raid of Begusarai Jail, under the leadership of Superintendent of Police and other police officials, one SIM, rupees three thousand seven hundred and fifty and one golden chain were recovered from the possession of co accused

Abhinandan Kumar. From co accused Ashok Rai ten grams of ganja in 19 sachets and one broken charger were recovered who was working in the jail kitchen. It is alleged against the petitioners that they were also assisting co accused Ashok Rai in cooking in the kitchen.

It is submitted by the learned counsel for the petitioners that the petitioners were in custody in other case but admittedly no recovery has been made from the petitioners while other accused Abhinandan Kumar has been granted bail vide Cr. Misc. No. 56820 of 2015.

Considering the fact that no recovery has been made from the petitioners, let the above named petitioners be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge I cum Special Judge, Begusarai in connection with Begusarai Town P.S. Case No. 534 of 2015.

(Dinesh Kumar Singh, J)

Anil/-

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