

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.13855 of 2016

Arising Out of PS.Case No. -944 Year- 2015 Thana -SAHARSA District- SAHARSA

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1. Raj Sinha Son of Suman Kumar Verma, Resident of Purani Jail, Police Station - Saharsa, District - Saharsa.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Kumar Goutam

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

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CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN SHARMA
ORAL ORDER

3 11-05-2016 Heard the learned counsel for the petitioner as well as the learned A.P.P for the State.

The petitioner seeks bail in a case for the offences punishable under sections 427, 457, 380, 411, 413 and 414 of the I.P.C

Allegedly, theft was committed in the residential quarter of the Judicial Officer and law books and other articles were stolen away and further the water supply fittings, electric fittings, wiring, doors and windows were damaged causing loss to Rs. 1,65,000/-. During investigation the petitioner was apprehended and he confessed his guilt and on the basis of his confessional statement stolen law books were recovered from the scrap shop of Nitish Kumar and Kamal Kishore Kumar.

Submission is of false implication and that the police after adopting third degree method had got recorded the statement of the petitioner, nothing has been recovered from the conscious possession of the petitioner and without any legal and tangible material he is suffering in custody since 08.12.2015 having no criminal antecedent.

The learned A.P.P. opposes prayer for bail.

In the facts and circumstances as stated above, considering detention of the petitioner, now he is directed to 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. Saharsa in Saharsa Sadar P.S. Case No. 944 of 2015, subject to the conditions that one of the bailors must be a near relative and another having sufficient immovable property within the territorial jurisdiction of the court concerned and the petitioner shall remain present on each and every date during trial and the default on two consecutive dates on his part without any reason shall disentitle the petitioner from privilege of bail.

(Jitendra Mohan Sharma, J)

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