

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.33374 of 2016

Arising Out of PS.Case No. -50 Year- 2016 Thana -BHAGALPUR GRP CASE District-
BHAGALPUR

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Rajesh Kumar @ Pintu Kumar @ Pintu Kumar Yadav Son of Surendra
Yadav Resident of Madhopur, Police Station, Baunsi, District Banka.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 22-09-2016

Heard learned counsel for the petitioner and the State.

The petitioner seeks bail in a case instituted under
Section 414 of the Indian Penal Code.

Allegation against the petitioner is that he was
apprehended by police while he was trying to escape after getting
down from a passenger train and from his pocket one golden ear-
ring and a Samsung mobile were recovered.

It has been submitted on behalf of the petitioner that he is
in custody since 1.6.2016. Chargesheet has been submitted
against the petitioner. He has got no criminal antecedent. No
allegation of tampering of witnesses is alleged against the
petitioner. Petitioner had no knowledge that the earring in
question was a stolen property. The said earring in question is
claimed by the petitioner of his own mother. No case has been
instituted in respect to theft of the earring in question. He has
been made accused due to mistake of fact.

On behalf of the State, it is submitted that petitioner is
named in the F.I.R.

Considering the aforesaid facts and circumstances, let the

above named petitioner be released on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand only) with two sureties of the like amount each to the satisfaction of learned Railway Judicial Magistrate, Bhagalpur, in connection with Rail (Bhagalpur) P.S. Case no. 50 of 2016 or G.R.P. (Bhagalpur) Case no. 50 of 2016.

(Sudhir Singh, J)

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