

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.51093 of 2016

Arising Out of PS.Case No. -149 Year- 2015 Thana -MURLIGANJ District- MADHEPURA

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Bikash Kumar @ Bikash Dharkar @ Vikash Kumar Dharkar Son of Kinnu
Dharkar @ Kino Dharkar, Resident of Village- Murliganj, Ward No. 9,
P.S.- Murliganj, District- Madhepura.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Ashok Kumar

For the Opposite Party/s : Mr. Parmanand Prasad

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 28-11-2016 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner seeks bail in a case instituted under
Sections 457 and 380 of the Indian Penal Code.

The prosecution story in brief, is that a theft is said to
have been made in the shop of the informant by unknown thieves
and they have taken away sari and cash of Rs. 3 lac.

It has been submitted on behalf of the petitioner that the
petitioner is in custody since 05.09.2016. The charge sheet has
been submitted in the present case. The petitioner has got no
criminal antecedent. There is no allegation of tampering of
witnesses alleged against the petitioner. The petitioner is not
named in the F.I.R. He has been made accused only on the basis



of confessional statement of co-accused. No any incriminating article is said to have been recovered from the possession of the petitioner. He has not been put on Test Identification Parade.

On behalf of the state, it has been submitted that the petitioner is not named in the F.I.R.

Considering the aforesaid facts and circumstances, let the petitioner above named, 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 the learned C.J.M., Madhepura in connection with Murliganj P.S. Case No. 149 of 2015.

(Sudhir Singh, J.)

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