

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.6510 of 2016

Arising Out of PS.Case No. -1253 Year- 2015 Thana -SASARAM NAGAR District- SASARAM
(ROHTAS)

=====

1. MITHLESH KUMAR @ MITHLESH KUMAR SINGH @ MITHLESH
SINGH son of Awadh Bihari Singh, resident of village- Madarihan, P.O.-
Lilari Ghasa, P.S.- Charpokhari, District- Bhojpur at Ara

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Ashok Kumar Garg

For the Opposite Party/s : Mr. B.M.P Sinha (App)

=====

**CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN
SHARMA**

ORAL ORDER

3 08-04-2016 Heard the learned counsel for the petitioner and the

learned A.P.P. representing the State.

The petitioner seeks bail in connection with
Sasaram (T) P.S. Case No. 1253 of 2015 registered for the
offences punishable under Sections 379 and 411 of the Indian
Penal Code.

Allegedly, the petitioner and co-accused were
caught by the informant on the next day of the alleged
occurrence, on the basis of the photo of CCTV and two motor-
cycles were also recovered.

Submission is of false implication and that stolen
motor-cycle of the informant was not recovered from conscious



possession of the petitioner, the petitioner has been made victim of the circumstances, it is alleged that stolen motor-cycle was taken away by co-accused Rohit Kumar and in this case, co-accused Md. Akhalak @ Nepali Mistri, who was caught with the petitioner has already been allowed bail by another co-ordinate Bench of this Court vide Criminal Miscellaneous No. 7638 of 2016, and as such, the petitioner also deserves sympathetic consideration as he has got only one case from earlier.

Learned A.P.P. opposes the prayer of bail.

In the facts and circumstances stated above, considering that other co-accused has already been allowed bail, and as such, the petitioner, above named, is also directed to be released on bail on execution of bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Sasaram in connection with Sasaram (T) P.S. Case No. 1253 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.

ajaypd./-

U		T	
---	--	---	--

(Jitendra Mohan Sharma, J)