

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.15027 of 2016

Arising Out of PS.Case No. -91 Year- 2015 Thana -HATHUA District- GOPALGANJ

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1. Prince Kumar Singh @ Prince Kr. Singh Son of Dewendra Kumar Singh
@ Dewendra Singh resident of village - Kajipur, P.S. Uchakagaon, District
- Gopalganj.... .. Petitioner

Versus

1. The State of Bihar Opposite Party

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Appearance :

For the Petitioner/s : Mr. Javed Aslam

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

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

3 18-05-2016 Heard learned counsel for the petitioner and learned
counsel representing the State.

The petitioner seeks bail in connection with Hathua
P.S. Case No. 91 of 2015 registered for the offence punishable
under Section 379 of the Indian Penal Code.

Allegedly, motorcycle of the informant was stolen
away from the campus of Dr. Banshidhar Prasad Upgraded Middle
School. During investigation stolen motorcycle has been
recovered from the rented house of the petitioner on the basis of
his confessional statement as the petitioner and two co-accused
Bittu Ansari and Saddam Hussain were arrested in Hathua P.S.
Case No. 198 of 2015 wherein also they confessed their guilt.

Submission is of false implication and that nothing
has been recovered from conscious possession of the petitioner,

there is no legal and tangible material against him and without any fault he is suffering in custody since 30.01.2016 to which learned APP opposes.

In the facts and circumstances stated above, the petitioner **shall be released on bail after completion of six months custody from the date of his remand in this case** 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, Gopalganj in connection with Hathua P.S. Case No. 91 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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