

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.42114 of 2016

Arising Out of PS.Case No. -188 Year- 2016 Thana -KOTWALI District- MUNGER

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1. Gautam Mandal son of Damodar Mandal resident of Village/Muhalla-
Dilawarpur, Police Station- Kotwali, District- Munger.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sanjiv Kumar Singh

For the Opposite Party/s : Mr. Sri Akhileshwar Dayal

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

2 22-10-2016 Heard learned counsel for the petitioner and learned
A.P.P. representing the State.

The petitioner seeks bail in connection with Kotwali
P.S. Case No. 188 of 2016 registered for the offences punishable
under Sections 379, 411, and 401 of the Indian Penal Code.

The First Information report is against unknown but
during investigation stolen motorcycle of the informant was
recovered from the residential house of the petitioner on
13.07.2016.

Submission is of false implication and that the
petitioner was residing there as tenant. The F.I.R was instituted on
11.07.2016 while the occurrence alleged to have taken place on
18.11.2015 and the delay has not been explained and hence, the

petitioner deserves sympathetic consideration as he is in custody since 14.07.2016.

Learned A.P.P. opposes the prayer of bail by submitting that the stolen motorcycle was recovered from possession of the petitioner.

In the facts and circumstances stated above, considering the recovery of stolen motorcycle from possession of petitioner, at present, I am not inclined to grant bail to the petitioner and accordingly, his such prayer stands rejected.

However the petitioner may renew his prayer for bail after remaining six months in custody from the date of his remand.

(Jitendra Mohan Sharma, J)

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