

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.52141 of 2016

Arising Out of PS.Case No. -206 Year- 2016 Thana -JAGDISHPUR District- BHAGALPUR

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1. Chandan Paswan Son of Saheb Paswan, Resident of Village- Tekni,
Police Station- Rajoun, District- Banka Petitioner

Versus

1. The State of Bihar Opposite Party

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Appearance :

For the Petitioner : Mr. Md. Najmul Hodda, Adv.

For the Opposite Party : Mr. Ahmad Ali, APP 5

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

2 08-12-2016 Heard the learned counsel for the petitioner and the
State.

This is a petition for grant of regular bail for offence
under Sections 379, 411 and 34 of the Indian Penal Code.

Some unknown person committed theft of the mobile
phone of the informant. On chase the petitioner was apprehended
and three mobile phones were recovered from the possession of
the petitioner.

Submission is that the recovered mobile phone was
not of the informant.

However, the petitioner has no explanation for
possession of those mobile phones, hence, adverse inference
would be drawn that the mobile recovered from the possession of
the petitioner, were stolen property. The petitioner is in custody
since 17.08.2016.

Considering the aforesaid fact, after completion of
six months in custody, the petitioner, above named, is directed to
be released on bail on furnishing bail bond of Rs.10,000/- (rupees
ten thousand) with two sureties of the like amount each in
connection with Jagdishpur P.S. Case No. 206 of 2016 to the
satisfaction of the Chief Judicial Magistrate, Bhagalpur, or
successor Court.

(Birendra Kumar, J)

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