

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No. 31385 of 2016**

Arising out of P.S. Case No. -500 Year- 2015 Thana -  
MOTIHARI TOWN District- EASTCHAMPARAN(MOTIHARI)

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Badal Sahani S/o Rana Sahani R/o Village - Raghunathpur,  
P.S. Turkaulia, District East Champaran.

.... .... Petitioner/s

Versus

The State of Bihar.

.... .... Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Rakesh Kumar, Adv.

: Mr. Ramakant Yadav, Adv.

For the Opposite Party/s: Sri Arun Kumar, APP.

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**CORAM: HONOURABLE DR. JUSTICE RAVI RANJAN**

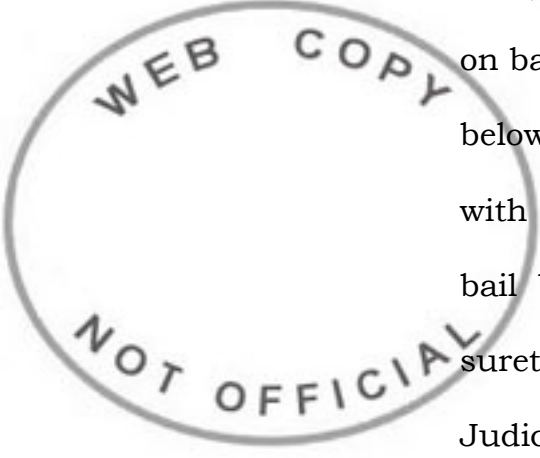
ORAL ORDER

**02. 16.08.2016**

Heard learned counsel for the petitioner and the  
State.

The petitioner apprehends his arrest in a case  
registered for the offence punishable under Sections 413 and  
414/34 of the Indian Penal Code.

It is contended on behalf of the petitioner that the  
petitioner has clean antecedent and he has been roped up in  
this case only in view of the statement given by the accused  
persons Fakruddin and Sajjad that the petitioner and others  
had brought the stolen motor-cycle to sell the same and in  
past also they had sold two motorcycles. It is further  
contended that apart from the aforesaid statement by the  
accused persons, there is no material against him as the  
recovery was admittedly from the place of the aforesaid  
accused persons. Petitioner claims to be of clean antecedent.



Having regard to the facts and circumstances of the case, let the petitioner, namely, Badal Sahani be released on bail in the event of his arrest/surrender before the court below within a period of six weeks from today in connection with Motihari Town P.S. Case No. 500/2015, on furnishing bail bond of Rs.10,000 (Ten Thousand Rupees) with two sureties of the like amount each to the satisfaction of Chief Judicial Magistrate, East Champaran at Motihari subject to the conditions as laid down under sub-section (2) of Section 438 of the Code of Criminal Procedure with a further condition that one of the bailors must be the father of the petitioner.

However, at the time of accepting bail bond, the court below will verify and assure itself regarding the criminal antecedent of the petitioner. If the petitioner is having clean antecedent then his bail bond would be accepted otherwise he would be taken into custody.

**(Dr. Ravi Ranjan, J.)**

Vikash/-

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