

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.39163 of 2016

Arising Out of PS.Case No. -163 Year- 2015 Thana -BARAHIYA District- LAKHISARAI

Bambam Yadav son of Chhathu Yadav Resident of Village-Jalalpur, P.S.-
Maranchi (Pachmahla), District-Patna

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Manoj Kumar

For the Opposite Party/s : Mr. Sri Lakshmi Kant Sharma

CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

2 22-09-2016 Heard Sri Arjun Prasad, learned counsel , who was
assisted by Sri Manoj Kumar, learned counsel for the petitioner
and Sri Lakshmi Kant Sharma, learned Additional Public
Prosecutor.

The sole petitioner, apprehending his arrest in
Barahiya P.S. Case No. 163 of 2015, registered for the offence
under Section 379 of the Indian Penal Code, has prayed for grant
of bail in the event of arrest or surrender.

It was submitted by learned counsel for the petitioner
that buffaloes of the informant were stolen and on suspicion
petitioner has been made accused. He submits that petitioner's
name has come on the basis of confession of one of the co-
accused. Even from the accused who was arrested nothing has

been recovered. Learned counsel for the petitioner further submits that petitioner is having clean antecedent.

Keeping in view the nature of accusation, the fact that name of petitioner has come due to confession of the co- accused as well as clean antecedent of the petitioner , in the event of arrest or surrender within a period of six weeks from today, let the sole petitioner Bambam Yadav be enlarged on bail on furnishing bail bond of Rs. 10,000/- (rupees ten thousand) with two sureties of the like amount each to the satisfaction of Chief Judicial Magistrate, Lakhisarai / concerned court in connection with Barahiya P.S. Case No. 163 of 2015 subject to the conditions as contemplated under section 438(2) of the Code of Criminal Procedure.

(Rakesh Kumar, J)

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