

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.42701 of 2016

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1. Kaleshwar @ Kaleshwar Mahto @ Kaleshwar Bind @ Kaleshwar Nishad
son of Late Ram Kishun Mahto Resident of Village - Malhipur, Bind Tola,
P.S. - Barauni, District - Begusarai.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ajay Thakur
Mr. Amit Kumar

For the State : Ms. Gulnar Begum.

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CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

3 21-11-2016 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner is in custody since 03.08.2016 in connection
with Barauni P.S. Case No. 197/2016 registered for the offences
punishable under Sections 406/420 of the Indian Penal Code.

Considering the fact that the petitioner is not named in the
First Information Report and his name has surfaced on the basis of
suspicion and because one SIM which is said to be belonging to
the father-in-law of the petitioner was found to have been used in
the occurrence, the petitioner has been arrested. It is further
submitted that the mobile phone was allegedly recovered from the
possession of the petitioner. However, the articles alleged to have
been stolen were not recovered from the possession of the
petitioner.

It is submitted on behalf of the petitioner that the alleged SIM was handed over to him by his father-in-law, but he was not aware of the fact that it was a stolen property.

Considering the submission advanced by learned counsel for the petitioner and that the petitioner is not yet been put on Test Identification Parade, let the petitioner above named be released on bail on furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Begusarai, in connection with Barauni P.S. Case No. 197/2016.

(Anjana Mishra, J)

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