

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.3745 of 2016

Arising Out of PS.Case No. -361 Year- 2015 Thana -RAHUI District- NALANDA
(BIHARSHARIFF)

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1. Sanjay Kumar S/o Chhathu Mahto resident of Village- Sohdi, P.S.-
Sohsarai, District- Nalanda.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Arbind Kumar Singh

For the Opposite Party/s : Mr. Amit Kr. Rakesh(App)

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CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

2 09-02-2016 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner is in custody since 04.12.2015 in connection
with a case registered the offences punishable under Sections 395
of the Indian Penal Code, subsequently, Section 412 of the Indian
Penal Code was also added.

Learned counsel for the petitioner submits that the case was
lodged against some unknown persons. However, subsequently,
on the basis of an alleged recovery of mobile phone, the petitioner
was taken into custody stating that the said mobile phone belongs
to the petitioner. However, the said mobile phone does not belong
to the petitioner. He further submits that only because the
petitioner is the next door neighbour and the informant has greedy

eye on the property/land belonging to the petitioner which is just adjacent to the present cold storage, the name of the petitioner has been brought into the present case.

Considering the allegation made and that the petitioner has no criminal antecedent and also the period of custody, let the petitioner 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 Judicial Magistrate, 1st Class, Biharsharif, Nalanda in connection with Rahui (Bhagabigha) P.S. Case No. 361 of 2015.

(Anjana Mishra, J)

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