

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.34929 of 2016

Arising Out of PS.Case No. -69 Year- 2016 Thana -BOCHHA District- MUZAFFARPUR

1. Deepak Kumar S/o Sri Rameshwar Rai
2. Sonu Kumar S/o Sri Rameshwar Rai
Both are resident of village-Basuli Tole Ramchandra P.S.-
Kurhani,District- Muzaffarpur,and the real resident of village-Daulatpur,
Dewariya, P.S.- Sadar, Distt.- Vaishali.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Vijay Kumar Sinha
For the Opposite Party/s : Mr. Md. Fahimuddin

CORAM: HONOURABLE MR. JUSTICE MUNGESHWAR
SAHOO
ORAL ORDER

2 20-08-2016 Heard learned counsel for the petitioners and learned
A.P.P. for the State.

The petitioners, namely, Deepak Kumar and Sonu
Kumar are in custody since 11.06.2016 in connection with
Bochaha P.S. Case No.69 of 2016 under Section 395 I.P.C.

Ilaichi on the truck was looted by dacoits. 67 bags of
Ilaichi were recovered from the godown of Rajeev Kumar. From
possession of Amit Kumar, another co-accused, 74 bags of *Ilaichi*
were recovered and this co-accused has already been granted bail
by the Sessions Judge. The petitioners are studying at Rajasthan
Technical University, Kota and in summer vacation they had come

to the parents and at that time raid was conducted and *Ilaichi* of 67 bags were recovered from godown of the tenant but the petitioners were arrested by the police.

From perusal of the order dated 18.07.2016 passed by Sessions Judge, Muzaffarpur in Anticipatory Bail Petition No.1244 of 2016, it appears that co-accused persons, namely, Santosh Kumar, Raja Ram Prasad @ Raja Ram, Sanjay Prasad @ Sanjay and the co-accused Amit Kumar from whose godown 74 bags of *Ilaichi* were recovered, have already been granted anticipatory bail.

From perusal of the present bail application, it appears that the documents showing that in fact the petitioners are studying in Rajasthan Technical University, Kota and are students.

Therefore, considering the above facts and circumstances of the case, I direct that the petitioners above named be released on bail on furnishing bail bonds of Rs.10,000.00 (Rupees ten thousand) each with two sureties of the like amount each to the satisfaction of learned A.C.J.M.-cum-Sub Judge-XI, Muzaffarpur in connection with Bochaha P.S. Case No.69 of 2016.

(Mungeshwar Sahoo, J)

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