

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.9671 of 2017

Arising Out of PS.Case No. -718 Year- 2016 Thana -BHAGALPUR KOTWALI District-
BHAGALPUR

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1. Surendra Kumar Mandal Son of Ram Ranjan Mandal, Resident of
Village- Lakhipur, P.S.- Raj Mahal, District- Sahebganj (Jharkhand).

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ranjan Kumar Jha

For the Opposite Party/s : Mr. Sri Uday Chand Prasad

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**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR
JHA**

ORAL ORDER

4 07-04-2017

Heard both sides.

The petitioner seeks bail in Kotwali (Tilkamanjhi)

P.S. case No. 718 of 2016 under Section 379, 411 of the Indian
Penal Code.

The informant lodged the case against unknown for
theft of his motor cycle bearing registration No. BR10W-1452.

The learned counsel for the petitioner submits that
petitioner was apprehended and he is said to have confessed his
guilt. The order of learned Sessions Judge shows that in pursuance
of confession of the petitioner stolen motor cycle was recovered in
front of the hotel of Guddu Singh but true fact is that the informer
of police informed in paragraph 19 of the case diary that the stolen



motor cycle bearing registration No. BR10W-1452 was found with a suspected person in front of the hotel of Guddu Singh thereupon the motor cycle was recovered in front of hotel of Guddu Singh and petitioner was apprehended after being chased. The petitioner was not apprehended with the motor cycle nor the motor cycle was recovered in pursuance of confessional statement of the petitioner. The petitioner has got no criminal antecedent.

Considering the facts aforesaid and the nature of allegation made against the petitioner, the above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Bhagalpur in Kotwali (Tilkamanjhi) P.S. Case No. 718 of 2016.

(Prabhat Kumar Jha, J)

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