

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.15640 of 2017

Arising Out of PS.Case No. -152 Year- 2015 Thana -MOTIHARI TOWN District-
EASTCHAMPARAN(MOTIHARI)

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Bittu Mian Son of Khus Mohammed Mian, Resident of Village- Nakchhed
Tola, Police Station- Town Motihari, District- East Champaran.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Dilip Kumar Tondon

For the Opposite Party/s : Mr. Sri Satyendra Narayan Singh

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**CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN
SHARMA**

ORAL ORDER

2 19-04-2017 Heard learned counsel for the petitioner and learned
counsel representing the State.

The petitioner seeks bail in connection with Motihari
Town P.S. Case No. 152 of 2015 registered for the offences
punishable under Sections 457, 380 of the Indian Penal Code.

Allegedly, the petitioner and other co-accused after
entering into the room of the informant committed theft of clothes.
When the informant asked them, they fled away. After search it
was found that new Sarees, Suit, Thermos, Blanket and Coat were
stolen away.

Submission is of false implication and that nothing has
been recovered from possession of the petitioner, he is in custody
since 31.01.2017, by remaining in custody he has sufficiently been
penalized.



Learned APP opposes the prayer of bail.

In the facts and circumstances stated above, the petitioner above named is directed to be released on bail on execution of bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned C.J.M., Motihari in connection with Motihari Town P.S. Case No. 152 of 2015, subject to the conditions that one of the bailors must be a near relative and another having sufficient immovable property within the territorial jurisdiction of the court concerned and the petitioner shall remain present on each and every date during trial and the default on two consecutive dates on his part without any reason shall disentitle the petitioner from privilege of bail.

(Jitendra Mohan Sharma, J)

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