

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.26308 of 2017

Arising Out of PS.Case No. -180 Year- 2016 Thana -NAUTAN District- SIWAN

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1. Ajit Kumar Singh Son of Chhathu Singh, Resident of Village-
Gambhirpur, P.S.- Nautan, District- Siwan.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ajay Kumar Tiwary, Advocate

For the Opposite Party/s : Mr. Md. Ashlam Ansari, APP

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CORAM: HONOURABLE JUSTICE SMT. NILU AGRAWAL
ORAL ORDER

2 06-07-2017 Heard learned counsel for the petitioner and

learned APP for the State.

Petitioner is languishing in custody since
08.03.2017 in connection with Nautan P.S. Case No. 180/16 for
offences punishable under Section 379 of the Indian Penal Code.

The prosecution case, as lodged by the informant,
is that after attending a meeting while he was proceeding on his
motorcycle, stopped for natural call and on turning he found two
persons fleeing away with his motorcycle in which in the dickey
some documents and cash was kept.

It has been submitted by the learned counsel for
the petitioner that he is innocent, not named in the First
Information Report and it is only on the basis of subsequent case



bearing Nautan P.S. Case No. 14/17 and his own extra judicial confession before the police, which has no evidentiary value in the eye of law, that he has been made accused. He submits that the charge-sheet has already been submitted, hence, there is no chance of tampering with the prosecution evidence.

However, learned APP for the State opposes the prayer for bail.

Be that as it may, let petitioner, above named, 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 learned Chief Judicial Magistrate, Siwan, in connection with Nautan P.S. Case No.180/2016, subject to the condition that one of the bailors would be a close relative of the petitioner, who would have sufficient immovable property within the jurisdiction of the concerned police station and will file an affidavit showing his relationship with the petitioner.

(Nilu Agrawal, J)

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