

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.46079 of 2017

Arising Out of PS.Case No. -167 Year- 2017 Thana -BIKRAM District- PATNA

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Raju Sao son of Meghuni Sao, resident of Village- Bagha Koal, P.S.-
Bikram, District- Patna.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sarvan Kumar

For the Opposite Party/s : Dr. Kumar Uday Pratap

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CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL
ORAL ORDER

2 20-09-2017 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in connection with Bikram
P.S. Case no. 167 of 2017 registered for the offence punishable
under Sections 379 and 411 of the Indian Penal Code.

The petitioner is said to have stolen the motorcycle
of the informant and was apprehended with the said motorcycle
in course of driving the same by the informant and his villagers.

It is submitted by the learned counsel for the
petitioner that no occurrence as alleged ever took place. As a
matter of fact, the petitioner and the informant are pre-
acquainted. The informant has given his motorcycle to the
petitioner for driving the same but subsequently got him falsely



implicated in the case due to animosity by apprehending the same with the help of villagers. The occurrence of theft of the motorcycle is of 06.05.2017 and the said motorcycle is said to have been recovered from the possession of the petitioner on 22.06.2017, but no information given to the police regarding the theft of the motorcycle by the informant for 1 ½ months which creates serious doubt about the statement of the informant. The petitioner has been languishing in custody since 23.6.2017.

Considering the facts and circumstances of the case, the above named petitioners are directed to be enlarged on bail on furnishing bail bonds of Rs. 10,000/- each with two sureties of the like amount each to the satisfaction of learned A.C.J.M.-V, Danapur, District-Patna in connection with Bikram P.S. Case No. 167 of 2017.

(Prakash Chandra Jaiswal, J)

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