

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.50658 of 2017

Arising Out of PS.Case No. -7 Year- 2017 Thana -JIYAPOKHAR District- KISANGANJ

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Bijay Kumar, Son of Nakul Singh, Resident of Village- Petbhari, P.S.-
Powakhali, District- Kishanganj (Bihar).

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Amal Kumar Sinha

For the Opposite Party/s : Mr. Sri Umanath Mishra

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CORAM: HONOURABLE JUSTICE SMT. NILU AGRAWAL
ORAL ORDER

3 19-12-2017 Heard learned counsel for the petitioner and learned
APP for the State.

Petitioner is languishing in judicial custody since
04.08.2017 in connection with Jiya Pokhar P.S. Case No. 07 of
2017 for offences punishable under Section 414 of the Indian
Penal Code.

The prosecution case, as lodged by the police
personnel, is that during course of vehicle checking near Indo-
Nepal Border, he found one motorcycle without any number and
intercepted the said motorcycle and the driver Md. Shahid
revealed that it was stolen one. The name of the petitioner
surfaced on the confessional statement of Md. Shahid.



It has been submitted by the learned counsel for the petitioner that he is innocent, bears no criminal history, not named in the F.I.R. and is a motorcycle mechanic where the said co-accused Md. Shahid had brought the motorcycle for repairing works. He submits that he did not know it was a stolen motorcycle and did not commit any overt act.

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

Considering the facts and circumstances and the materials on record, 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, Kishanganj in connection with Jiya Pokhar P.S. Case No. 07 of 2017.

(Nilu Agrawal, J)

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