

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.10275 of 2017

Arising Out of PS.Case No. -420 Year- 2016 Thana -BIHTA District- PATNA

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Bablu Rai @ Bablu Kumar Son of Shardanand Yadav resident of Village -
Amhara, P.S.- Bihta, District - Patna. Petitioner

Versus

The State of Bihar. Opposite Party

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Appearance :

For the Petitioner/s : Mr. Ashok Kumar Sinha

For the Opposite Party/s : Mr. Smt. Reena Sinha

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

ORAL ORDER

2 10-03-2017 Heard learned counsel for the petitioner and learned counsel
representing the State.

Petitioner apprehends his arrest in connection with
Bihta P.S. Case No. 420 of 2016 registered for the offences
punishable under Sections 414, 120B/34 of the Indian Penal
Code.

Allegedly, Mukesh Kumar Verma was apprehended and
from pick-up-van 2 and ½ quintal aluminum electric wire found
loaded which was theft article and that Mukesh Kumar Verma
stated the name of the petitioner that the petitioner used to sell
aluminum.

Submission is of false implication and that only on the
basis of confessional statement of co-accused the petitioner has
been implicated, there is no material against the petitioner, the
petitioner has got no concern with the alleged seized article. He is



not the owner of the pick up van, he is a student and has appeared in Intermediate Exam and as such the petitioner having no criminal antecedent deserves sympathetic consideration.

Learned APP opposes the prayer of pre-arrest bail.

In the facts and circumstances stated above, considering that name of the petitioner has come in the confessional statement of co-accused made before the Police and besides that there is no other material against the petitioner, the petitioner above named, in case of his arrest or surrender within four weeks from the date of receipt/production of a copy of this order, shall 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 Additional Chief Judicial Magistrate, Danapur, Patna in connection with Bihta P.S. Case No. 420 of 2016, subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

avin/-

(Jitendra Mohan Sharma, J)

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