

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.50559 of 2017

Arising Out of PS.Case No. -49 Year- 2017 Thana -POWAKHALI District- KISANGANJ

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1. SARFUDDIN @ KATLU @ SARFUDDIN KATHLU Son of
Garmuddin @ Gamardin resident of Jamuniguri, Police Station-
Thakurganj, District- Kishanganj.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Dilip Kumar Singh

For the Opposite Party/s : Mr. Sri Ashok Kumar Singh

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 13-11-2017 Heard the parties.

The petitioner seeks regular bail in connection with
Powakhali P.S.Case No.49 of 2017 registered for offences
punishable under Section 379 of the Indian Penal Code.

Allegation against the petitioner is of recovery of stolen
motorcycle from his possession.

Submission of the learned counsel for the petitioner is that
nothing has been recovered from his possession rather he has been
arrested on the suspicion as he was standing there. He has no
criminal antecedent and he is in custody for four months.

Heard learned A.P.P. also.

Having heard both sides and in view of the fact that the
petitioner has no criminal antecedent, as such let the petitioner,



above named, be enlarged on bail on furnishing bail bond of Rs.25,000/- (Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of Sri Md. Firoz Akaram, J.M. 1st Class, Kishanganj, in connection with Powakhali P.S.Case No.49 of 2017.

With following conditions :

- (i) One of the bailors of the petitioner shall be a local person having sufficient immovable property within the jurisdiction of the concerned court.
- (ii) The petitioner will not induce any witness or tamper with the evidence.
- (iii) The petitioner shall co-operate in the disposal of trial and make himself available as and when required by the court and in the event of failure to appear before the court below on two consecutive dates without showing any genuine reasons, the prosecution is free to move for cancellation of his bail bond.

With the aforesaid observation, this application is allowed.

(Vinod Kumar Sinha, J)

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