

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.13573 of 2017

Arising Out of PS.Case No. -5 Year- 2016 Thana -RAGHOPUR District- VAISHALI(HAJIPUR)

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Raja Kumar son of Bhullu Rai @ Navdeep Rai, R/o village- Mallikpur,
P.S.- Raghapur, District- Vaishali..... Petitioner

Versus

The State of Bihar.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Rina Sinha

For the Opposite Party/s : Mr. Sri Uday Pratap Singh

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

ORAL ORDER

2 29-03-2017 Heard learned counsel for the petitioner and learned counsel
representing the State.

Petitioner apprehends his arrest in connection with
Raghapur P.S. Case No. 05 of 2016 registered for the offence
punishable under Sections 414/34 of the Indian Penal Code.

Allegedly, Jhallu Ray @ Dhallu Ray was apprehended
with stolen tempo and he stated the name of the petitioner and co-
accused Sohan Rai that they have stolen the said tempo four
months ago and has brought to change the look.

Submission is of false implication and that nothing has
been recovered from possession of the petitioner, the name of the
petitioner was taken by co-accused before the Police which has
got no evidentiary value in the eye of law, there is no other
material against the petitioner, due to enmity Jhallu Ray @ Dhallu
Ray has taken name of the petitioner and as such the petitioner



deserves sympathetic consideration.

Learned APP submits that the name of the petitioner was taken by co-accused.

In the facts and circumstances stated above, 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 A.C.J.M. IV, Vaishali at Hajipur in connection with Raghapur P.S. Case No. 05 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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