

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.28199 of 2017

Arising Out of PS.Case No. -268 Year- 2016 Thana -KESARIA District-
EASTCHAMPARAN(MOTIHARI)

=====

1. Naresh Sahani @ Ramnaresh Sahani Son of late Naga Sahani, Resident
of Village- Suyanpur Bairiya, P.S.- Sahebganj, District- Muzaffarpur.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Abhishek Kumar, Adv.

For the Opposite Party/s : Mr. Sri Rajendra Singh Shastriji, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

3 01-08-2017 Heard learned Counsel for the petitioner and learned
Additional Public Prosecutor for the State.

This application, for grant of anticipatory bail, arises
out of Kesaria Police Station Case No. 268 of 2016, disclosing
offences under Sections 413, 414, 420 of the Indian Penal Code.

Learned counsel for the petitioner has submitted that
the petitioner is innocent and has not committed any offence. In
fact, the petitioner has not been named in the F.I.R. and merely
on the basis of confessional statement of the co-accused, Mithhu
Kumar, name of this petitioner has surfaced in this case. Nothing
has been recovered from the conscious possession of the
petitioner nor he has been arrested on the spot. Hence, the
petitioner, who is of clean antecedent, deserves the privilege of



anticipatory bail.

Considering the facts and circumstances of the case, let the petitioner, above named, in the event of his arrest or surrender before the Court below within six weeks, be released 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 11th Additional Chief Judicial Magistrate, Motihari, East Champaran, in connection with Kesaria Police Station Case No. 268 of 2016, subject to the condition laid down under Section 438 (2) of the Code of Criminal Procedure.

(Arvind Srivastava, J)

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