

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.48523 of 2017

Arising Out of PS.Case No. -429 Year- 2017 Thana -SUPAUL District- SUPAUL

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Bechan Kumar @ Bechan Yadav, Son of Jay Krishna Prasad Yadav,
Resident of Village- Sahugadh, P.S.+District- Madhepura.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sanjay Kumar Singh

For the Opposite Party/s : Mr. Sri Shailendra Kumar -2

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CORAM: HONOURABLE JUSTICE SMT. NILU AGRAWAL
ORAL ORDER

2 16-10-2017 Heard learned counsel for the petitioner and learned
APP for the State.

Petitioner seeks bail in connection with Supaul P.S.
Case No. 429 of 2017 for offences punishable under Sections
414/34 of the Indian Penal Code.

The prosecution case, as lodged by the police
personnel, is that during course of checking one red motorcycle
was found and three persons in a suspicious condition was
standing beside it, out of which two persons were apprehended
including the petitioner and one Vivek Kumar managed to flee
away. On the confession of co-accused Sourav Kumar, it was
found that said motorcycle was stolen one and revealed the name



of some friends were also involved in the said theft of motorcycle.

It has been submitted by the learned counsel for the petitioner that he is innocent, bears no criminal history and has been falsely implicated in the aforesaid case. He submits that he has not involved in the said offence and that he is languishing in judicial custody since 30.07.2017.

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, Supaul in connection with Supaul P.S. Case No. 429 of 2017, subject to the conditions that:

- (1) Both bailors would be a close relative of the petitioner having sufficient immovable property within the jurisdiction of the concerned police station/ court, who will file an affidavit stating their relationship with the petitioner.



(2) If the petitioner indulges in an offence of similar nature in future, the prosecution will be at liberty to move the learned court below for cancellation of his bail bonds.

(Nilu Agrawal, J)

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