

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No 55381 of 2017

Arising Out of PS.Case No. -231 Year- 2017 Thana -KHIJARSARAI District- GAYA

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Subhash Kumar, S/o Manoj Kumar, Resident of Village-Raman Bigha,
P.S.-Khizersarai, District-Gaya.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr Ravindra Kumar Sinha, Advocate

For the Opposite Party/s : Ms Anita Kumari Singh, APP

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CORAM: HONOURABLE MR JUSTICE MADHURESH PRASAD

ORAL ORDER

3 13-12-2017

Heard counsel for the petitioner and the State.

The petitioner is accused in Khizersarai Police
Station Case No 231 of 2017 registered for the offence punishable
under Sections 413, 414/34 of Indian Penal Code.

Allegation is that one stolen motorcycle was
recovered from the house of the petitioner. Counsel for the
petitioner submits that there are several occupants in the house and
that the motorcycle in question has not been recovered from the
conscious possession of the petitioner. He alleges infirmity in the
seizure list and on the basis of such allegation, he is in custody
since 19.08.2017 although he is a handicapped student. One case
has been mentioned as pending against the petitioner since before
but in the said case, he submits that he is on bail.



Having regard to the submissions made on behalf of the petitioner, prayer for bail is allowed. Let the petitioner above named be released on bail on his furnishing bonds of Rs 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of Additional Chief Judicial Magistrate VII, Gaya in Khizersarai Police Station Case No 231 of 2017 subject to the following conditions:

(1) That one of the bailors will be a close relative of the petitioner who will give an affidavit giving genealogy as to how he is related with the petitioner. The bailor will also undertake to inform the Court if there is any change in the address of the petitioner.

(2) That the petitioner will be well represented on each date and if he fails to do so on two consecutive dates, his bail will be liable to be cancelled.

(Madhuresh Prasad, J)

M.E.H./-

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