

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.35063 of 2017

Arising Out of PS.Case No. -40 Year- 2017 Thana -UDWANTNAGAR District- BHOJPUR

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1. Sautam Kumar Singh @ Gautam Kumar Singh Son of Jaymangal Singh
alias Pappu Singh Resident of Village Birpur, PS Murar, District Buxar.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Anita Kumari

For the Opposite Party/s : Mr. Sri Aditya Narayan Singh 1

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CORAM: HONOURABLE JUSTICE SMT. NILU AGRAWAL
ORAL ORDER

2 10-08-2017 Heard learned counsel for the petitioner and learned
APP for the State.

Petitioner is languishing in judicial custody since
15.02.2017 in connection with Udwantnagar P.S. Case No. 40 of
2017 for offences punishable under Section 414 of the Indian
Penal Code and Section 25(1-b)A/26/35 of the Arms Act.

The prosecution case, as lodged by the police personnel
is that on information that some miscreants have stolen the
motorcycle of one Satya Narayan Singh, the police reached the
place of occurrence and four accused persons were caught by the
local persons and out of them one accused was the petitioner and
from his possession one mobile was recovered.

It has been submitted by the learned counsel for the



petitioner that he is innocent, bears no criminal antecedent as the other case lodged against him is Udwantnagar P.S. Case No. 41 of 2017 is for the same incident regarding theft of motorcycle and the present case has been lodged under the Arms Act which is not applicable as nothing incriminating has been recovered from his possession. It has also been submitted that charge-sheet has already been submitted and there is no chance of tampering with the prosecution witnesses by the petitioner.

However, learned APP for the State opposes the prayer for bail.

Be that as it may, 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, Ara, in connection with Udwantnagar P.S. Case No. 40 of 2017.

(Nilu Agrawal, J)

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