

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.49814 of 2017

Arising Out of PS.Case No. -78 Year- 2017 Thana -VALMIKINAGAR District-
WESTCHAMPARAN(BETTIAH)

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Kalam Dewan son of Late Hussain Dewan, R/O village Karmabari
Vijaypur, P.S. Valmikinagar, District West Champaran.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Bimlesh Kumar Pandey

For the Opposite Party/s : Mr. Uma Shankar Prasad Singh

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 17-10-2017

Heard the learned counsel for the petitioner.

The petitioner seeks regular bail in connection with
Valmikinagar P.S. Case No. 78 of 2017 for the offences
punishable under Sections 379, 411, 414/34 of the Indian Penal
Code.

The allegation in the FIR is that while the informant
was at his Government quarter, in the meantime one Md. Nasim
Khan informed him that two persons have been caught red handed
for committing theft of departmental iron, whereafter they went to
the place of occurrence and upon enquiry, the said two persons
disclosed their names as pawan Giri and Navneet Tiwary. A
motorcycle along with iron rod was also found on the spot. Upon
disclosure by the said two apprehended persons it transpired that
the petitioner herein and one other were engaged in selling and



purchasing of theft material and they were running the kabari shop and on the said disclosure by the said two apprehended persons, the police had conducted read and apprehended the petitioner.

The learned counsel for the petitioner submits that the petitioner does not have any criminal antecedent, he has been falsely implicated in the present case merely on suspicion upon a disclosure made by the apprehended two persons, however, no recovery was made from his house and the petitioner is languishing in jail since 11.08.2017.

In the facts and circumstances of the case, the petitioner, above named, is directed to be released on regular bail on furnishing bail bonds of Rs. 10,000/- with two sureties of the like amount each to the satisfaction of learned learned J.M. Ist Class, Bagaha, West Champaran in connection with Valmikinagar P.S. Case No. 78 of 2017.

(Mohit Kumar Shah, J)

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