

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.46954 of 2017

Arising Out of PS.Case No. -91 Year- 2016 Thana -DARIYAPUR District- SARAN

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1. Sushil Kumar Singh Son of Shilanath Singh Resident of village- Rasauli,
Police Station- Panapur, District- Saran, under guardianship of Shilanath
Singh, the father of the petitioner

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Satya Prakash

For the Opposite Party/s : Mr. Sri Mritunjay Kumar Nirala

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR
JHA
ORAL ORDER

3 09-11-2017 Heard both sides.

The petitioner apprehends his arrest in Dariyapur
P.S. case No. 91 of 2016 for the offences punishable under Section
353, 427 of the Indian Penal Code.

The learned counsel for the petitioner submits that
petitioner is a student. The informant is not an eye witness of the
occurrence. The informant, who is a PGT teacher, left his motor
cycle, which was burnt to ashes, but later on the informant named
the petitioner. It is submitted that no offence under Section 353 of
the IPC is made out.

Considering the facts aforesaid and the nature of
allegation made against the petitioner, the petitioner above named



in the event of his arrest or surrender before the learned court below within a period of four weeks from the date of receipt/ production of a copy of this order is directed to 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 Additional Chief Judicial Magistrate-IV, Saran at Chapra in connection with Dariyapur P.S. case No. 91 of 2016, subject to conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Jha, J)

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