

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.43006 of 2017

Arising Out of PS.Case No. -5 Year- 2017 Thana -PHULWARIA District- GOPALGANJ

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Sanjay Sahani, Son of Manoj Sahani @ Manoj Kumar, Resident of Village-
Barari Jagdish, Police Station- Uchakagaon, District- Gopalganj.

.... Petitioner

Versus

The State of Bihar.

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Lokesh Kumar Singh, Advocate.

For the Opposite Party : Smt. Madhuri Lata, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 20-09-2017 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner is languishing in custody since
09.06.2017 in a case for the offence registered under Section 379
of the IPC.

The prosecution story, in brief, is that some
miscreants stolen away the motorcycle of the informant.

It has been submitted by learned counsel for the
petitioner that the petitioner has falsely been implicated in the
present case due to mistake of fact. Charge sheet has been
submitted in the present case. There is no allegation of tampering
with the witnesses alleged against the petitioner. He is not named
in the F.I.R. The petitioner is named on the basis of confessional



statement of the co-accused. There is no recovery of any incriminating article from possession of the petitioner. He has not been put on T.I. Parade.

On behalf of the learned counsel for the State, it has been submitted that the petitioner is not named in the F.I.R.

Considering the aforesaid facts and circumstances, let the petitioner above named, be released on bail on furnishing bail bonds of Rs.10,000/- (Ten Thousand) each with two sureties of the like amount each to the satisfaction of the learned A.C.J.M. –XIII, Gopalganj, in connection with Fulwaria P.S. Case No. 05/2017.

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(Sudhir Singh, J)

