

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.51917 of 2017

Arising Out of PS.Case No. -363 Year- 2017 Thana -KADAMKUAN District- PATNA

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Kalit Kumar Mandal @ Kalit Kumar S/o Sri Raghu Mandal Resident of
Village Bhuiyasthan, Telahan, P.S. - Moriya, District - Darbhanga.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ambuj Nayan Chaubey

For the Opposite Party/s : Mr. Sri Tapeswar Sharma

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CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

2 09-11-2017

Heard learned counsel for the petitioner and

learned counsel for the State.

The petitioner is in custody since 03.09.2017
in connection with Kadamkuan P.S. Case No. 363 of 2017
registered for the offence under Sections 461, 379, 411/34 of
the Indian Penal Code.

Allegation against the petitioner is that a
stolen mobile was recovered from his possession.

Learned counsel for the petitioner submits
that the petitioner was taken into custody on the basis of the
confessional statement made by one co-accused Abhishek
Anand, who has categorically stated that he had sold one
mobile to the petitioner after accepting an amount of Rs.
5,000/- from the petitioner. Thus, admittedly, even as per
the confessional statement, the petitioner has no role to play



in the theft of the mobile in question. It is further submitted that while purchasing the mobile petitioner had no inkling that the mobile purchased by him was in fact a stolen property.

Considering the aforesaid facts and circumstances of the case and that the petitioner has clean antecedent, let the petitioner above named be released on bail on furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of Sub- Judge- VII, Patna in connection with Kadamkuan P.S. Case No. 363 of 2017.

Jagdish/-

(Anjana Mishra, J)

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