

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.39818 of 2018

Arising Out of PS. Case No.-27 Year-2018 Thana- GHORASAHAN District- East
Champaran

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Nitesh Kumar @ Nitesh Mahto S/o Dinesh Mahto, R/o Vill.- Khurahiya, P.S.-
Ghorasahan, District- East Champaran (Bihar).

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Anil Kumar

For the Opposite Party/s : Mr. Sri Kumar Virendra Narayan

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CORAM: HONOURABLE MR. JUSTICE S. KUMAR

ORAL ORDER

2 11-07-2018 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner, who is in custody, seeks bail in
connection with Ghorasahan P.S. Case No. 27 of 2018 registered
for the offence punishable under Sections 379/34 of the Indian
Penal Code.

Informant in his written complaint has stated that
on 14.01.2018 at about 6.00 PM he had parked his motorcycle
near the market and had gone to purchase some articles.
Meanwhile his motorcycle was stolen, he made search for his
motorcycle and came to know that Raja Kumar has stolen his
motorcycle and sold it in Nepal and on 25.01.2018 he was
apprehended near the bus stand and he confessed that he had



stolen the motorcycle with his seven associates as named in the
FIR including the petitioner and sold it in the Nepal.

It has been submitted on behalf of the petitioner
that he is innocent and has been falsely implicated in this case
and except the statement made by informant, there is no
incriminating materials against the petitioner. He has no
criminal antecedent and he is in custody since 26.03.2018.

Considering the aforesaid facts and circumstances of
the case, let the petitioner named above be released on bail
upon furnishing bail bond of Rs. 10,000/- (ten thousand) with
two sureties of the like amount each to the satisfaction of
learned Sub-Divisional Judicial Magistrate, Sikrahana at Dhaka,
District- East Champaran, in connection with Ghorasahan P.S.
Case No. 27 of 2018.

(S. Kumar, J)

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