

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.61555 of 2018

Arising Out of PS. Case No.-278 Year-2018 Thana- ALAMGANJ District- Patna

Kaushal Kumar, Son of Sigheshwar Kewat @ Sidheshwar Kewat, Resident of
Village- Mohanpur, Police Station- Sarmera, District- Nalanda.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Vibhuti Ranjan Sonvadra

For the Opposite Party/s : Mr. Md. Fahimuddin

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

2 06-10-2018 Heard both sides.

Petitioner seeks bail in Alamganj P.S. Case No.278 of
2018, registered under Sections 379 and 411 of the Indian Penal
Code.

The informant lodged the case for theft of his
motorcycle bearing Registration No. BR01C4 1420 against
unknown. It appears that during the course of investigation, one
Shiv Samrat was arrested and he disclosed that he committed
theft of the motorcycle and sold it to one Nitish Kumar for
Rs.6500/-. Shiv Samrat also disclosed that Subodh Kumar
accompanied him in committing theft. Nitish Kumar was
arrested and from his house one stolen motorcycle was
recovered. The house of the petitioner was also searched and the
theft motorcycle of this case was recovered from the house of



the petitioner, Kaushal Kumar.

The learned counsel for the petitioner submits that prior to recovery from the house of Nitish Kumar, house of the petitioner was searched and motorcycle was recovered but it is shown that recovery from the house of the petitioner was made after recovery from the house of Nitish Kumar. The petitioner has got no criminal antecedent and this is the first criminal case in which petitioner has been made accused for recovery of motorcycle for that the petitioner is in jail for more than four months.

Considering the facts aforesaid, petitioner, above named, 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 the learned A.C.J.M., Patna City, Patna in connection with Alamganj P.S. Case No.278 of 2018.

(Prabhat Kumar Jha, J)

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