

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.1401 of 2018

Arising Out of PS.Case No. -245 Year- 2017 Thana -WARISNAGAR District- SAMASTIPUR

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Lakshman Kumar, Son of Krishnadeo Saw, resident of Village-Maniyarpur,
P.S. Warisnagar, District Samastipur. Petitioner.

Versus

The State of Bihar Opposite Party.

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Appearance :

For the Petitioner/s : Mr. Surendra Kishore Thakur

For the Opposite Party/s : Mr. Shyameshwar Dayal

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**CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL**

ORAL ORDER

02 10-01-2018 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in Warisnagar P.S. Case
No. 245 of 2017 registered under Section 414/34 of the Indian
Penal Code.

As per the prosecution case, a stolen motorcycle is
said to have been recovered from the possession of the three
accused persons including the petitioner in course of proceeding to
sell it out.

It is submitted by learned counsel for the petitioner
that the aforesaid motorcycle was not recovered from the
possession of the petitioner rather from the possession of Dinesh
Choudhary who was driving the same. Petitioner was simply a
pillion rider of it as he had taken lift on the said motorcycle from



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Dinesh Choudhary without knowing it to be stolen one. He has no concern with the aforesaid occurrence. He has no criminal antecedent. The petitioner has been languishing in custody since 28.10.2017.

In the facts and circumstances of the case, the above named petitioner 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 Chief Judicial Magistrate, Samastipur in connection with Warisnagar P.S. Case No.245 of 2017.

(Prakash Chandra Jaiswal, J)

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