

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.61039 of 2018

Arising Out of PS. Case No.-6 Year-2017 Thana- JAHANABAD District- Jehanabad

Rajesh Kumar, Son of Uma Singh @ Uma Shankar Singh, resident of Village-
Maharaj Bigha, Police Station- Khizar Sarai, District- Gaya.

... .. Petitioner.

Versus

The State of Bihar.

... .. Opposite Party.

Appearance :

For the Petitioner/s : Mr. Manish Kumar No-2

For the Opposite Party/s : Mr. Damodar Prasad Tiwary

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

ORAL ORDER

4 14-12-2018 Heard learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner apprehends his arrest in connection
with Jehanabad P.S. Case no.6 of 2017 registered under
Sections 420, 379 and 34 of the Indian Penal Code.

Three unnamed persons are said to have exchanged
the ATM card of the informant at the ATM kiosk and on
making hulla by the informant they fled away leaving their
motorcycle on the spot.

Learned counsel for the petitioner submitted that no
such occurrence as alleged ever took place. The petitioner is
innocent and has been falsely implicated in this case. The
motorcycle is not hailing to the petitioner. The name of the
petitioner has come to light only on the basis of confessional
statement of co-accused Chakarpani and barring the aforesaid



confessional statement there is nothing on record indicating the complicity of the petitioner with the occurrence. There is no allegation of withdrawal of money on the basis of ATM card of informant against the petitioner.

Having regard to the facts and circumstances of the case, let the above named petitioner, be released on bail, in the event of his arrest or surrender before the learned Court below within a period of four weeks from today, 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, Jehanabad in connection with Jehanabad P.S. Case No. 6 of 2017, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

(Prakash Chandra Jaiswal, J)

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