

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.34279 of 2018

Arising Out of PS.Case No. -65 Year- 2018 Thana -CHAKIA District-
EASTCHAMPARAN(MOTIHARI)

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1. Shivam Kumar, Son of Vijay Prasad @ Vijay Prasad Saraf, Resident of
Raniganj, Ward No. 4, P.S.- Chakiya, District- East Champaran.

.... Petitioner/s

Versus

1. The State of Bihar. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Madhav Jha
For the Opposite Party/s : Mr. Sri Damodar Prasad Tiwary

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CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR
ORAL ORDER

2 26-06-2018 Heard learned Counsel for the petitioner and the learned
Counsel for the State.

Petitioner, already in custody since 8.4.2018, seeks bail in
Chakiya PS Case No. 65 of 2018, registered under Sections 399, 402,
414 of the IPC and Section 25(10b)a, 26 and 35 of the Arms Act.

The allegation in brief is that the police received secret
information regarding assembly of several miscreants planning
dacoity, reached there and apprehended some of them, from the
possession of the petitioner one motorcycle suspected to be stolen is
said to have been recovered and from the possession of others some
arms were recovered.

Submission is that the so called recovery of the motorcycle
is not from the conscious possession of the petitioner, rather it was
parked at some other place, there is no recovery of any arms from him
and he bears clean antecedent.

Having considered the said facts and circumstances, the
petitioner Shivam Kumar is directed to 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 ACJM 13
Motihari in connection with Chakiya PS Case No. 65 of 2018.

(Arun Kumar, J)

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