

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.46395 of 2018

Arising Out of PS.Case No. -141 Year- 2018 Thana -KANKARBAGH District- PATNA

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1. Avinash @ Suraj Kumar @ Suraj Prasad, Son of Raja Prasad Ray,
Resident of Village- Dighi Kala (West Yogi Asthan), Police Station-
Hajipur Sadar in the District of Vaishali.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ranjeet Kumar, Advocate

For the Opposite Party/s : Smt. Pushpa Sinha, APP

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

2 03-08-2018 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner is languishing in custody for the
offence punishable under Section 379 of the Indian Penal Code.

The FIR of theft of motorcycle is against
unknown. The petitioner was arrested during investigation and he
confessed his guilt before the police. However, nothing was
recovered from the possession of the petitioner.

Submission is that confession before the police has
got no evidentiary value. Petitioner is in custody since 21.03.2018.
Investigation of the case is already closed.

Considering the aforesaid fact, let the petitioner,
above named, be released on bail on furnishing bail bond of



Rs.20,000/- (Twenty Thousand) with two sureties of the like amount each to the satisfaction of the learned Court-below where the case is pending in connection with Kankarbagh P.S. Case No.141 of 2018, with following conditions:

- (a) Both the bailors shall be the resident of territorial jurisdiction of the learned Court-below.
- (b) The petitioner shall fully cooperate with the investigation/trial of the case, failing which the court below shall be at liberty to cancel the bail bond of the petitioner.

(Birendra Kumar, J)

Mkr./-

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