

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.50666 of 2018**

Arising Out of PS.Case No. -151 Year- 2018 Thana -SAHAR District- BHOJPUR

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Banti Tiwary Son of late Mandeo Tiwary Resident of Village- Take Niwas,  
P.S. Rivilganj, District- Chhapra. .... Petitioner

Versus

The State of Bihar .... Opposite Party

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**Appearance :**

For the Petitioner : Mr. Anil Kumar, Advocate

For the Opposite Party : Smt. Sahin Begam, APP

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**CORAM: HONOURABLE MR. JUSTICE MADHURESH PRASAD**  
**ORAL ORDER**

2      19-09-2018                      Heard learned counsel for the petitioner and learned  
counsel for the State.

Petitioner is an accused in a case registered for  
offence under sections 379 and 411 of the IPC. Petitioner and one  
Manoj Kumar Ojha are said to have been caught in the stolen pick  
up van. It is submitted on behalf of the petitioner that the said  
Manoj Kumar Ojha was allowed bail by the court below.

It is also submitted that the petitioner has no criminal  
antecedent prior to the instant case and that being a fruit dealer, he  
had engaged the service of pick up van bona fide for transportation  
of fruit and he is no way connected with the theft of the vehicle.

Considering the aforesaid circumstances and the fact  
that the petitioner is in custody since 19.6.2018, prayer for bail of  
the petitioner is allowed. Let the petitioner, mentioned above, be  
released on bail on furnishing bail bond of Rs.10,000/- with two



sureties of the like amount each to the satisfaction of the Additional Chief Judicial Magistrate-X, Bhojpur at Ara in Sahar Police Station Case No. 151 of 2018 on the following conditions:-

One of the bailors will be a close relative of the petitioner who will give an affidavit giving genealogy as to how he is related with the petitioner.

The Petitioner will be well represented on each date and if he fails to do so on two consecutive dates, his bail will be liable to be cancelled.

**(Madhuresh Prasad, J)**

Shashi.

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