

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.70343 of 2018

Arising Out of PS. Case No.-23 Year-2017 Thana- Phenhara District- East Champaran

Anil Pandit, son of Asarfi Pandit @ Bhulan Pandit, Resident of Village-
Bakhari P.S.-Patahi, District-East Champaran.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr. Ajay Kumar Singh, Adv.

For the Opposite Party/s : Mr. A.P.P.

CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

2 03-12-2018 Heard Sri Ajay Kumar Singh, learned counsel for the
petitioner and learned Addl. Public Prosecutor.

The sole petitioner, who is in custody since
06-08-2018 in Phenhara P.S. Case No. 23 of 2017 registered for
the offence under Section 379 of the Indian Penal Code, has
prayed for grant of bail.

At the very outset, learned counsel for the petitioner
submits that the petitioner was made accused in one another
case i.e. Motipur (Muzaffarpur) P.S. Case No. 188 of 2017 for
offence under Sections 413, 414 of the Indian Penal Code on an
allegation of possessing of stolen motorcycle. In the said case,
after being arrested, the petitioner was released on bail by an
order passed by a co-ordinate Bench of this Court in Cr. Misc.
No. 47336 of 2017 vide order dated 4-10-2017. The F.I.R. in the



present case i.e. Phenhara P.S. Case No. 23 of 2017 was registered against unknown and after the petitioner was released in another case, he has been arrested in the present case, as if, he was also involved in the present case.

In view of facts and circumstances, particularly the fact that in a case, which was instituted in the year 2017 itself, the petitioner was released on bail and he has been arrested in the case, which was lodged in the year 2017 against unknown, certainly the petitioner deserves to be released on bail in the present case.

Accordingly, let the petitioner, namely, Anil Pandit 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 learned A.C.J.M.-12, Motihari, East Champaran in connection with Phenhara P.S. Case No. 23 of 2017.

(Rakesh Kumar, J.)

nawalkrs/-

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