

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No 732 of 2018

Arising Out of PS.Case No. -375 Year- 2017 Thana -CHANPATIA District-
WESTCHAMPARAN(BETTIAH)

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DADU KUMAR @ ADITYA S/o Kumbhnath Chaudhary, R/o Village-
Tumkariya, P.S.- Bairiya, District- West Champaran.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr Bimlesh Kumar Pandey, Advocate

For the S t a t e : Smt Sahin Begam, APP

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CORAM: HONOURABLE MR JUSTICE MADHURESH PRASAD

ORAL ORDER

2 11-01-2018

Heard counsel for the petitioner and the State.

Petitioner seeks bail in a case registered under
Section 379 of Indian Penal Code.

Petitioner's counsel submits that the petitioner is not
named in the first information report and that nothing has been
recovered from his possession. Petitioner submits that he has
falsely been implicated in this case by the police by assigning the
reason that a motorcycle has been recovered from the premises of
the structure owned by his landlord. It is submitted that along
with the petitioner, there are many tenants. Prior to the instant
case, there is no criminal antecedent of the petitioner. He is a
student and is in custody since 07.11.2017 only on the basis of his



confessional statement recorded before the police. Charge sheet has also been submitted in this case.

Considering the aforesaid submissions, prayer for bail is allowed. Let the petitioner above named be released on bail on his furnishing bonds of Rs 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of Additional Chief Judicial Magistrate V, Bettiah, West Champaran in Chanpatiya Police Station Case No 375 of 2017 subject to the following conditions:

(i) That 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 bailor will also undertake to inform the Court if there is any change in the address of the petitioner.

(ii) That 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)

M.E.H./-

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