

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.44592 of 2018

Arising Out of PS.Case No. -291 Year- 2018 Thana -MUZAFFARPUR SADAR District-
MUZAFFARPUR

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1. Guddu Kumar Rajak S/o Sri Lakhendra Chaudhary @ Lakhindra Baitha
R/o Village Repura, P.S. - Kanti, District Muzaffarpur.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Rajiv Kumar

For the Opposite Party/s : Mr. Shantanu Kumar

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CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

2 10-08-2018 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner has been in custody since 02.05.2018
in connection with Muzaffarpur Sadar P.S. Case No. 291/2018
registered for the offences punishable under Sections 420/414 of
the Indian Penal Code.

Learned counsel for the petitioner submits that the
entire allegation is false and fabricated and the recovery of several
ATM cards from his possession alone cannot form the basis of any
offence, unless and until they were used for withdrawing any
amount from any particular account.

Learned counsel for the petitioner further submits that
the Apache motorcycle which was alleged to have been recovered



from the petitioner's possessions is, in fact, belonging to his aunt who had given him the same for the purpose of bringing medicine. It is thus, submitted that no offence under Sections 414 and 420 is made out as has been stated in the First Information Report. Learned counsel for the petitioner further submits that the petitioner has got no criminal antecedent.

In view of the aforementioned facts and circumstances, let the petitioner above named, 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 the learned C.J.M., Muzaffarpur in connection with Muzaffarpur Sadar P.S. Case No. 291/2018.

(Anjana Mishra, J)

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