

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.38823 of 2018

Arising Out of PS. Case No.-54 Year-2018 Thana- HARSIDHI District- East Champaran

Ranjit Rai son of Lalan Rai, resident of Village- Bhada P.S. Harisidhi,
District- East Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Kundan Rathore, Advocate

For the Opposite Party/s : Mr. Md. Ashlam Ansari, APP

CORAM: HONOURABLE JUSTICE SMT. NILU AGRAWAL
ORAL ORDER

2 09-07-2018 Heard learned counsel for the petitioner and the
learned A.P.P. for the State.

Petitioner is languishing in judicial custody since
13.03.2018 in connection with Harsidhi P.S. Case No. 54 of
2018 registered for the offence punishable under Section 379 of
the Indian Penal Code. Later on, Section 411 of the Indian Penal
Code was also added.

The prosecution case, as lodged by the informant, is
that his motorcycle has been stolen from near a kirana shop.

It has been submitted by the learned counsel for the
petitioner that he is innocent, not named in the First Information



Report and his name surfaced only on the confessional statement of co-accused Sonu Sahani before the police, which has no evidentiary value in the eye of law. He submits that nothing has been recovered from his possession and that charge-sheet has already been submitted and there is no allegation of tampering with the prosecution witnesses by the petitioner.

However, learned A.P.P. for the State opposes the prayer for bail.

Considering the facts and circumstances and the materials on record, let the petitioner, named above, be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. Ten thousand only) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, East Champaran at Motihari in connection with Harsidhi P.S. Case No. 54 of 2018, subject to the conditions that one of the bailors would be close relative of the petitioner having sufficient immovable properties, who will file an affidavit stating his relationship with the petitioner.

(Nilu Agrawal, J.)

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