

Arising Out of PS. Case No.-32 Year-2017 Thana- PARASBIGHA District- Jehanabad

- Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

For the Petitioner/s : Mr. Birendra Kumar

For the Opposite Party/s : Mr. Ajay Kumar-1

CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 13-12-2018 Heard learned counsel for the petitioners and
learned APP for the State.

The petitioners are apprehending their arrest in a case registered for the offences punishable under Section 379 of the Indian Penal Code.

The prosecution case as per the written report of Noman Hasan Raghieb dated 01.04.2017 submitted to the Station House of Paras Bigha Police Station is to the effect that in the night of 31.03.2017 the electric wire was cut away by the thieves, leading to registration of the FIR against unknown.

It is submitted by learned counsel for the



petitioners that the petitioners are not named in the FIR and there is no recovery from them. The name of the petitioners sprang up in the confession of co-accused Ritesh Kumar and similarly situated co-accused Bakil Kumar has been granted anticipatory bail by a co-ordinate Bench of this Court vide Cr. Misc. No. 49942 of 2017. A statement has been made in paragraph 3 of the petition that the petitioners are not having any criminal antecedent.

Learned APP submits that the name of the petitioners sprang up in the confession of co-accused.

Considering the fact that the name of the petitioners sprang up in the confession of co-accused Ritesh Kumar and that similarly situated co-accused has been granted anticipatory bail, coupled with the statement made in paragraph 3 of the petition that the petitioners are not having any criminal antecedent, let the above named petitioners be released on anticipatory bail in the event of arrest or surrender before the learned Court below within a period of twelve weeks from today, on furnishing bail bonds of Rs.10,000/- (Ten thousand) each with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate, Ist Class, Jehanabad in connection with Parasbigha



P.S. Case No. 32 of 2017, subject to the conditions as laid down
under Section 438(2) of the Cr.P.C.

(Dinesh Kumar Singh, J)

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