

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.2692 of 2019

Arising Out of PS. Case No.-163 Year-2017 Thana- TAJPUR District- Samastipur

Mithilesh Kumar Ray, aged about 21 years, Male, S/o Munshilal Ray,
resident of Harpur Bhindi, P.S. Tajpur, District- Samastipur.

... .. Petitioner/s

Versus

The State Of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Pramod Kumar Singh

For the Opposite Party/s : Mr.Parmanand Kumar

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 21-01-2019 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner is apprehending his arrest in a case
registered under Sections 414/34 of the Indian Penal Code.

The prosecution case, in short, is that while the
informant along with other police party was on duty, on the
seeing the police party, the accused persons started fleeing and
some accused persons were apprehended and a motorcycle was
seized.

It has been submitted on behalf of the petitioner that
the petitioner has got no criminal antecedent. There is no
allegation of tampering of witnesses alleged against the
petitioner. The petitioner has been made accused due to mistake
of fact. The name of the petitioner has come in the present case



on the basis of disclosure made by co-accuseds. The petitioner was not apprehended on the spot nor there is recovery of any stolen property from the conscious possession of the petitioner.

On behalf of the State, it is submitted that the petitioner is named in the F.I.R./complaint case.

Considering the aforesaid facts and circumstances, let the petitioner, above named, in the event of arrest/surrender before the learned court below within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) each with two sureties of the like amount each to the satisfaction of learned A.C.J.M. -I, Samastipur in connection with Tajpur P.S. Case No. 163 of 2017, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

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