

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.5724 of 2019

Arising Out of PS. Case No.-146 Year-2017 Thana- MATIHANI District- Begusarai

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Murari Kumar, Male-24 years, S/o Ram Sanjeevan Singh, Resident of
Village- Ramdiri, Ram Nagar, Ward No. 07, Loke Singh Tola, P.S.- Matihani,
District- Begusarai

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Shubhesh Pandey

For the Opposite Party/s : Mr.Md. Anbzarul Haque Sahara

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 01-02-2019 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner is languishing in custody since
27.11.2018 in a case registered for the offence punishable under
Section 379 of the Indian Penal Code.

The prosecution case as per the written report of Anil
Kunwar submitted to the Station House Officer of Matihani
Police Station is to the effect that the motorcycle of the
informant bearing Registration No. BR09P-0909 was stolen,
leading to registration of the FIR against unknown. During
investigation, the name of the petitioner sprang up on confession
of the co-accused. Subsequently, the motorcycle was recovered,
leading to registration of Cheriabariyarpur P.S. Case No. 133 of



2017 dated 05.09.2017 under Section 414 of the IPC wherein petitioner was also an accused.

It is submitted by learned counsel for the petitioner that the recovery has not been made from the petitioner and the petitioner has been granted bail in the subsequent case.

Learned APP submits that the name of the petitioner sprang up during investigation on the confession of co-accused.

Considering the fact that the name of the petitioner sprang up during investigation on the confession of apprehended co-accused and there is no recovery from the petitioner, let the above named petitioner be released on bail, on furnishing bail bond of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate, Ist Class, Begusarai in connection with Matihani P.S. Case No. 146 of 2017.

(Dinesh Kumar Singh, J)

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