

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.10150 of 2019

Arising Out of PS. Case No.-348 Year-2018 Thana- CHHATAUNI District- East Champaran

ROJ MOHAMMAD Son of Idrish Dewan Resident of Village- Lala Tola,
Chailahan, P.S.- Banjaria, District- East Champaran, Motihari.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr.Sharda Nand Mishra

For the Opposite Party/s : Mr.Dr. Indihar Kumari

CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI SHARAN SINGH

ORAL ORDER

2 20-02-2019

Heard learned counsel for the parties.

This application for anticipatory bail arises out of
Chhatauni P.S. Case No. 348 of 2018 for the offence under
Sections 406 and 379/34 of the Indian Penal Code.

The allegation is that iron rods, which were
purchased by the informant's doctor-employer, was stolen by
co-accused Manish Kumar, who was working as guard in the
clinic. Manish Kumar in his confessional statement is said to
have disclosed that he had sold the iron rods to the petitioner.

Learned counsel appearing on behalf of the
petitioner has submitted that there is nothing to substantiate that
the petitioner had purchased the iron rods with the knowledge
that the same were stolen ones.

Considering the aforesaid submission, this



application is allowed.

Let the petitioner above named, in the event of his arrest/surrender within six weeks from today in the Court below, 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 the learned C.J.M., East Champaran, Motihari, in Chhatauni P.S. Case No. 348 of 2018, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

This is subject to the condition that the petitioner shall present himself before the Police/Court, as the case may be, as and when required and in the event of failure on his part to appear before the Court on two consecutive occasions, his bail bonds shall be liable to be cancelled.

(Chakradhari Sharan Singh, J)

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