

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.18299 of 2019

Arising Out of PS. Case No.-10 Year-2019 Thana- PANDAUL District- Madhubani

1. Rajendra Mukhiya, Son of Rameshwar Mukhiya
2. Rajkumar Yadav, S/o Late Bhutu Yadav
Both are Resident of Village-Dabhari, P.S-Pandaul, Dist.-Madhubani.
... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Raj Kumar, Adv.
For the Opposite Party/s : Mr.Narendra Kumar Singh, APP

CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL ORDER

2 04-04-2019 Heard learned counsel for the petitioners and learned
APP representing the State.

Petitioners are seeking anticipatory bail in connection with Pandaul P.S. Case No. 10 of 2019 registered for the offences punishable under Sections 379 and 414/34 of the Indian Penal Code.

As per the prosecution case, the allegation against the petitioners is that they have purchased the stolen pump-set from the co-accused Anil Yadav.

Learned counsel for the petitioners submits that the names of the petitioners have transpired in the confessional statement of co-accused Anil Yadav. It is submitted that the stolen pump-set has been recovered from the house of one Upendra Mukhiya and not these petitioners. It is further stated



that the petitioners have no criminal antecedent.

Learned APP for the State is present and has opposed the prayer for bail.

Considering the facts and circumstances of the case wherein it is alleged that the main accused Anil Yadav had sold the stolen pump-set to one Upendra Mukhiya and the recovery of the said pump-set has been made from the house of Upendra Mukhiya and not these petitioners and the FIR is only confined to the theft of pump-set and not of battery and the electric motor with regard to which in course of investigation the allegations have been made against these petitioners but nothing has been recovered from their house, in case of arrest or surrender of the petitioners within a period of four weeks from today, the abovenamed petitioners shall be enlarged on bail on furnishing bail bond of Rs.15,000/- (rupees fifteen thousand) each with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Madhubani in connection with Pandaul P.S. Case No. 10 of 2019, subject to the condition prescribed under Section 438(2) of the Cr.P.C.

arvind/-

(Rajeev Ranjan Prasad, J)

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