

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.26280 of 2019

Arising Out of PS. Case No.-64 Year-2019 Thana- BETTIAH CITY District- West
Champaran

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BABLU KUMAR @ BABLOO KUMAR, aged about 25 years, Male, Son of
Amarnath Patel, Resident of Village-Santghat, P.S-Bairiya, District-West
Champaran.

... .. Petitioner

Versus

THE STATE OF BIHAR

... .. Opposite Party

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Appearance :

For the Petitioner : Mr.Bimlesh Kumar Pandey, Advocate.
For the Opposite Party : Mrs.Meena Singh, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 23-04-2019 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner is languishing in custody since
19.01.2019 in a case for the offence registered under Section
414 of the IPC.

The prosecution story, in brief, is that on 19.01.2019
during patrolling, the informant has got information that a
person is moving with a stolen Motorcycle at about 3.30 P.M. at
Soyababu Chowk. One person was caught with a Motorcycle by
the police and told his name as Md. Shamim. On enquiry, he did
not produce any paper about the Motorcycle bearing No. BR-
22-AA-3824 and police seized the said Motorcycle and arrested
him. Co-accused Md. Shamim told that the Motorcycle was
stolen by Bablu Kumar (petitioner) and has given the



Motorcycle to him.

It has been submitted by learned counsel for the petitioner that the petitioner has got no criminal antecedent. Charge sheet has been submitted in the present case. There is no allegation of tampering with the witnesses alleged against the petitioner. The petitioner has falsely been implicated in the present case. The petitioner is not named in the F.I.R. His name has come merely on the basis of confessional statement of co-accused Md. Shamim. There is no recovery of any incriminating article from possession of the petitioner.

On behalf of the learned counsel for the State, it has been submitted that the petitioner is not named in the F.I.R.

Considering the aforesaid facts and circumstances, let the petitioner above named, be released on bail on furnishing bail bonds of Rs.10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned C.J.M., Bettiah, West Champaran, in connection with Bettiah Town P.S. Case No. 64/2019.

(Sudhir Singh, J)

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