

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.29452 of 2019

Arising Out of PS. Case No.-98 Year-2017 Thana- GAYA KOTWALI District- Gaya

DEEPAK KUMAR, aged about 25 years (M), Son of Shankar Kumar @ Gopal Prasad, Resident of Village- Bageshwari Gumati, P.S.- Delha, District- Gaya.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner : Mr. Deepak Kumar, Advocate.

For the Opposite Party : Mr. Pronoti Singh, A.P.P.

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

4 20-06-2019 Heard learned counsel for the petitioner and learned A.P.P. for the State.

The petitioner is languishing in custody since 23.02.2019 in a case for the offence registered under Section 379 of the IPC. Later on, Section 411 of the I.P.C. was also added.

The prosecution story, in brief, is that on 08.03.2017 at about 6.00 P.M. in the evening, the Bike of the informant was stolen away by the side of *Pramod Laddu Bhandar*.

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. The petitioner has falsely been implicated in the present case. There



is no allegation of tampering with the witnesses alleged against the petitioner. The name of the petitioner has come on the basis of confessional statement of Golu. No stolen property is alleged to have been recovered from possession of the petitioner. He has been made accused in the present case due to mistake of fact.

On behalf of the learned counsel for the State, it has been submitted that the petitioner is 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. Gaya, in connection with Kotwali P.S. Case No. 98 of 2017.

(Sudhir Singh, J)

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