

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.41826 of 2019

Arising Out of PS. Case No.-48 Year-2019 Thana- RAGHOPUR District- Vaishali

1. Briznathi Mahto Son of Kameshwar Mahto Resident of Village - Fatehpur Nayakapari, P.S.- Raghapur, District - Vaishali.
2. Mahesh Mahto Son of Sitab Mahto Resident of Village - Fatehpur Nayakapari, P.S.- Raghapur, District - Vaishali.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Vibhakar Kumar

For the Opposite Party/s : Mr.Jagdhar Prasad

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 11-07-2019 Heard learned counsel for the petitioners and learned APP
for the State.

The petitioners seek bail in a case registered under
Sections 413, 414/34 of the Indian Penal Code.

Allegedly, a stolen motorcycle is said to have been
recovered in this case.

It has been submitted on behalf of the petitioners that the
petitioners have got no criminal antecedent. There is no
allegation of tampering of witnesses alleged against the
petitioners. The petitioners are in custody since 23-03-2019.
Charge sheet has already been submitted. Stolen motorcycle is
said to have been recovered. The petitioners had no knowledge



that the motorcycle in question is a stolen property. The petitioners have been made accused in the present case due to mistake of fact. There is no compliance of Section 100 of Cr.P.C.

On behalf of the State, it is submitted that the petitioners are named in the Complaint Case/F.I.R.

Considering the aforesaid facts and circumstances, let the petitioners, above named, be released on bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) each with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate-IV, Vaishali at Hajipur in connection with Raghapur P.S. Case No. 48 of 2019.

(Sudhir Singh, J)

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