

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.43711 of 2019**

Arising Out of PS. Case No.-298 Year-2018 Thana- MOTIHARI TOWN District- East
Champaran

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Murari Kumar @ Murari Sahani Son of Achhelal Sahani Resident of Village-
Agarwa, P.S.-Motihari Town, District-East Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mrs. Shail Kumari, Advocate
For the Opposite Party/s : Mr. Shailendra Kumar, APP

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

2 16-07-2019 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner is languishing in custody for the
offence punishable under Section 379 of the Indian Penal Code.

The FIR of the occurrence of theft is against
unknown. Name of the petitioner surfaced in the confessional
statement of co-accused. The petitioner is in custody since
16.02.2019. Investigation of the case is already complete.

Submission is that nothing has been recovered from
the possession of the petitioner.

Learned counsel for the State opposed the prayer for
the reason of criminal antecedent of the petitioner disclosed in
paragraph-3 of the petition.



Considering the facts that there is no material against the petitioner and investigation of the case is already closed, let the petitioner, above named, be released on bail on furnishing bail bond of Rs.20,000/- (Twenty Thousand) with two sureties of the like amount each to the satisfaction of the learned Court-below where the case is pending in connection with Motihari Town P.S. Case No.298 of 2018, with following conditions:

(a) Both the bailors shall be the resident of territorial jurisdiction of the learned Court-below having immovable property in his name.

(b) The petitioner shall fully cooperate with the trial of the case, failing which the court below shall be at liberty to cancel the bail bond of the petitioner.

(Birendra Kumar, J)

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