

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.48548 of 2019

Arising Out of PS. Case No.-263 Year-2018 Thana- KASIMBAZAR District- Munger

KUNDAN KUMAR @ KUNDAN KUMAR YADAV, aged about 25 years,
Male, Son of Late Ganesh Yadav @ Ganesh Prasad Yadav, Resident of
Village-Hasanganj, P.S-Kashim Bazar, District-Munger

... Petitioner

Versus

The State of Bihar

... Opposite Party

Appearance :

For the Petitioner : Mr. Jyoti Ranjan Jha, Adv.

For the Opposite Party : Mr. Prem Kumar Jha, APP

**CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA**

ORAL ORDER

2 05-08-2019 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the state.

The petitioner seeks pre-arrest bail in connection with
Kasim Bazar P.S. Case No. 263 of 2018 for the offences alleged
under Sections 457 and 380 of the Indian Penal Code.

The accusation is that the informant, Akhilesh Kumar
Yadav, had gone to attend the marriage ceremony of his
maternal brother handing over the key of the house to his
nephew, Kundan Kumar @ Kundan Kumar Yadav (petitioner).
When he returned early morning of 16.12.2018, found that the
lock of the main gate is broken. When he entered into the
house, found both the locks of Godrej almirah broken and the
articles were scattered. The ornaments of his mother and wife,
worth Rs.20,00,000/-, were found missing.



Learned counsel appearing for the petitioner submits that on the basis of the first information report of the informant, the uncle of the petitioner, present case was instituted on 16.12.2018 and in course of investigation the name of the petitioner has surfaced mere on suspicion. The house of the petitioner was searched, but, nothing was recovered. Petitioner has no criminal antecedent.

Learned Additional Public Prosecutor for the State opposes the prayer for pre-arrest bail.

Having regard to the facts and circumstances of the case, let the petitioner, above named, in the event of surrender/arrest, within a period of four weeks from today, in connection with Kasim Bazar P.S. Case No. 263 of 2018 shall be released on pre-arrest bail on furnishing bail bond of Rs.10,000/- (rupees ten thousand) with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Munger, or the successor Court subject to the conditions as laid down under Section 438(2) Criminal Procedure Code.

(Rajendra Kumar Mishra, J)

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