

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.56528 of 2019

Arising Out of PS. Case No.-125 Year-2019 Thana- JOKIHAT District- Araria

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Dharambir Mistry Son of Shiwan Lal Mistry Resident of Village- Sukhsena,
Police Station- Palasi, District- Araria.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Mukesh Kumar Rana

For the Opposite Party/s : Mr.Brajendra Nath Pandey

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 26-09-2019 Heard learned counsel for the petitioner and learned
APP for the State.

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

Allegedly, a air gun and a motorcycle are alleged to have
been recovered in this case.

It has been submitted on behalf of the petitioner that the
petitioner has got no criminal antecedent. There is no allegation
of tampering of witnesses alleged against the petitioner. The
petitioner is in custody since 31-03-2019. Charge sheet has
already been submitted. One air gun and a motorcycle are
alleged to have been recovered. The petitioner had no
knowledge that the motorcycle, in question is a stolen property.
The petitioner has 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 petitioner is
named in the Complaint Case/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 learned Chief Judicial
Magistrate, Araria in connection with Jokihat P.S. Case No. 125
of 2019.

(Sudhir Singh, J)

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