

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.51742 of 2019

Arising Out of PS. Case No.-111 Year-2019 Thana- RAMGARH District- Kaimur (Bhabua)

SURAJ KUMAR Son of Surendra Bind Resident of Village-Tenua, P.S-
Ramgarh, District-Kaimur at Bhabua.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Tribhuwan Narayan

For the Opposite Party/s : Mr.Abhay Kumar

**CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI SHARAN
SINGH**

ORAL ORDER

2 20-08-2019 Heard learned counsel for the parties.

This application for anticipatory bail arises out of
Ramgarh P.S. Case No. 111 of 2019, GR No. 978 of 2019,
disclosing the offence under Sections 401, 413, 414/34 of the
Indian Penal Code.

One Laxman Kumar was arrested by the police on
the report of keeping stolen motorcycles. A stolen motorcycle
was recovered from his possession and he is said to have
disclosed the name of the petitioner and others who also used
to purchase stolen motorcycles and sell them after having used
for some time.

Learned counsel for the petitioner has submitted that
on the basis of the disclosure made by co-accused Laxman



Kumar, houses of others, including that of the petitioner, were raided. Nothing was, however, recovered from the house of the petitioner, though one stolen motorcycle was allegedly recovered from the house of co-accused Bhairo Sah.

Learned counsel appearing on behalf of the petitioner has, thus, submitted that no offence under Section 414 of the IPC can be said to be made out against him. He has also submitted that petitioner does not have any criminal antecedent.

Considering the facts and circumstances, nature of accusation and the submissions advanced on behalf of the petitioner, this application is allowed. Let the petitioner, above-named, in the event of his arrest/surrender within six weeks from today in the court below, 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 ACJM-1st, Kaimur at Bhabua in Ramgarh P.S. Case No. 111 of 2019, GR No. 978 of 2019, subject to the condition as laid down under Section 438(2) of the Code of Criminal Procedure.

This is subject to the condition that the petitioner shall present himself before the Police/ Court, as the case may be, as and when required and in the event of failure on his part



to appear before the court on two consecutive occasions, his
bail bonds shall be liable to be cancelled.

(Chakradhari Sharan Singh, J)

Rajesh/-

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