

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.54213 of 2019**

Arising Out of PS. Case No.-144 Year-2019 Thana- AKBARPUR District- Nawada

Pawan Kumar Son of Karu Singh Resident of Village- Targir (Pandey Tola),  
P.S.- Akbarpur, District- Nawada.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Man Mohan Kumar

For the Opposite Party/s : Mr.Suman Kumari Singh

**CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH**  
**ORAL ORDER**

2      28-08-2019      Heard learned counsel for the petitioner and learned  
APP for the State.

The petitioner seeks bail in a case registered under Section  
379 of the Indian Penal Code.

Allegedly, the motorcycle of the informant, parked outside  
the hotel, was found missing.

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 27-05-2019. Charge sheet has  
already been submitted. The petitioner is not named in the FIR.  
The alleged motorcycle is alleged to have been recovered from  
the petitioner. 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.  
The offence is triable by the Magistrate.

On behalf of the State, it is submitted that the petitioner is  
not 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 Additional  
Chief Judicial Magistrate-Ist, Nawada in connection with  
Akbarpur P.S. Case No. 144 of 2019.

**(Sudhir Singh, J)**

A.K.V.//-

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