

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.52943 of 2019

Arising Out of PS. Case No.-840 Year-2018 Thana- MADHEPURA District- Madhepura

PRABHAKAR KUMAR Son of Ramesh Yadav Resident of Village-Tulsibari,
P.S-Madhepura, District-Madhepura.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ranjay Kumar Singh
For the Opposite Party/s : Mr.Md. Shakir Ahmad

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 23-08-2019 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in a case instituted for the
offences under Sections 379 and 411 of the Indian Penal Code.

Prosecution allegation, in short, is that motorcycle of
the informant was stolen.

It has been submitted on behalf of the petitioner that
the petitioner is in custody since 28.11.2018. Charge-
sheet/prosecution report has been submitted in this case. There
is no allegation of tampering of witnesses alleged against the
petitioner. The petitioner is not named in the F.I.R. The name of
the petitioner has transpired on the basis of his self confession
made in respect of other case. The petitioner had no knowledge
that the motorcycle in question is a stolen property. There is no



compliance of Section 100 of Cr.P.C.

On behalf of the State, it is submitted that the petitioner is not named in the F.I.R.

Considering the aforesaid facts and circumstances, it is directed that 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, Madhepura in connection with Madhepura P.S. Case No. 840/2018.

(Sudhir Singh, J)

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