

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.54804 of 2019**

Arising Out of PS. Case No.-439 Year-2019 Thana- SONEPUR District- Saran

=====

MUKESH MAHTO Son of Raj Kumar Mahto. Resident of Village-  
Khariyadih, P.S.- Sonpur, District- Saran.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

=====

**Appearance :**

For the Petitioner/s : Mr.Harish Kumar

For the Opposite Party/s : Mr.Veena Kumari Jaiswal

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**CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR**  
**ORAL ORDER**

2      05-09-2019                      Heard learned counsel for the petitioner and learned  
APP for the State.

Petitioner seeks bail in a case registered for the  
offences punishable under Sections 379 and 411 of the Indian  
Penal Code.

A stolen motorcycle was allegedly recovered from  
the possession of the petitioner and co-accused.

Submission is that seizure list does not show that  
recovery was from the possession of the petitioner. Moreover, a  
copy of the seizure list was not supplied to the petitioner.  
Petitioner has been implicated due to earlier criminal case  
lodged by the same Police Station, wherein petitioner was not  
named, nor the petitioner was apprehended by the Police.

Considering the prima facie allegation in the First



Information Report, let the petitioner, above named, be released on bail ***after framing of the charges*** on furnishing bail bond of Rs.20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned court below where the case is pending in connection with Sonpur Police Station Case No.439 of 2019, subject to condition that *both the bailors shall be resident of the territorial jurisdiction of the learned court below and the petitioner shall fully co-operate with the investigation/trial of the case, failing which the court below shall be at liberty to cancel the bail bond of the petitioner.*

**(Birendra Kumar, J)**

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