

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.57142 of 2019

Arising Out of PS. Case No.-198 Year-2019 Thana- BARAULI District- Gopalganj

Mukesh Choudhary S/o Late Vijay Choudhary @ Late Vijay Yadav R/o
village- Neori, P.S.- Barauli, District- Gopalganj

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Amit Kumar Rakesh
For the Opposite Party/s : Mr.Kalyan Shankar

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 11-09-2019 Heard learned counsel for the petitioner and learned
APP for the State.

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

Allegedly, on the basis of secret information, the informant
reached at the place of occurrence and on chase, the petitioner
was arrested. It is further alleged that a stolen motorcycle was
recovered from the co-accused.

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 15-06-2019. Charge sheet has
already been submitted. The petitioners have been made accused
in the present case due to mistake of fact. The petitioner had no



knowledge that the motorcycle in question is a stolen property. The stolen motorcycle is alleged to have been recovered from co-accused Bittu Tiwary and Guddu. 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 petitioners, above named, be released on bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) each with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate-XIV, Gopalganj in connection with Barauli P.S. Case No. 198 of 2019.

(Sudhir Singh, J)

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