

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.60126 of 2019

Arising Out of PS. Case No.-243 Year-2018 Thana- BAHADURGANJ District- Kishanganj

MD.NOMAN ALAM @ NOUMAN Son of Md. Yunus Resident of Guna
Sameshar, P.S.- Bahadurganj, District- Kishanganj.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

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

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

2 16-10-2019 Heard both sides.

The petitioner apprehends his arrest in Bahadurganj
P.S. Case No.243 of 2018 registered under Section 379 of the
Indian Penal Code.

The informant alleged that he parked his motorcycle
near Lohagara Hat and went to purchase tea but when he
returned, he did not find his motorcycle.

Learned counsel for the petitioner submits that the
petitioner is not named in the F.I.R. Nothing has been recovered
from possession of the petitioner. It is submitted that the police
on mere suspicion arrested the petitioner in another case in
which the petitioner is said to have confessed that he used to use
stolen parts of the stolen motorcycle. There is no material to
show that the petitioner committed theft of the motorcycle of the



present case, but it appears that the petitioner himself confessed his guilt that being the motor mechanic he runs a garage and used the parts of stolen motorcycle. The petitioner has also got criminal antecedent.

Having considered the facts aforesaid, I am not inclined to enlarge the petitioner on anticipatory bail. Accordingly, the same is rejected.

(Prabhat Kumar Jha, J)

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