

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.64055 of 2019

Arising Out of PS. Case No.-113 Year-2019 Thana- BARACHATTI District- Gaya

KAMALDEO YADAV Son of Arjun Yadav Resident of Village -
Gambhariya, P.S.- Barachatti, Distt - Gaya.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.S. Jamil Akhtar

For the Opposite Party/s : Mr.Amitesh Kumar

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 23-10-2019 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in a case registered under
Sections 341, 323, 504, 506, 379 of the Indian Penal Code and
27 of the Arms Act.

Allegation is that the F.I.R. named accused and three
unknown miscreants on the gun point took away D.G. track
machine of the informant.

It has been submitted on behalf of the petitioner that
the petitioner is in custody since 8.5.2019. Charge sheet 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. His name has come as the D.G. track
machine is said to have been recovered. The petitioner had no



knowledge that the said machine is stolen property. He has been made accused due to mistake of fact.

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, 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 A.C.J.M., Sherghati, District Gaya in connection with Barachatti P.S. case No.113 of 2019.

(Sudhir Singh, J)

Narendra/-

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