

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.67235 of 2019**

Arising Out of PS. Case No.-386 Year-2019 Thana- ARA NAGAR District- Bhojpur

=====

ARUN KUMAR RAY @ ARBIND Son of Late Aditya Ray Resident of  
Village- Matukpur, P.S.- Barahara, District- Bhojpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr.Malti Kumari

For the Opposite Party/s : Mr.Akbar Ali

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**CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH**  
**ORAL ORDER**

3      18-12-2019      Heard learned counsel for the petitioner and learned APP  
for the State.

The petitioner seeks bail in a case registered under Section  
379 of the Indian Penal Code.

Allegedly, the motorcycle of the informant, parked at the  
gate of his tenanted house, was stolen away by the unknown  
persons.

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 18-08-2019. Charge sheet has  
already been submitted. The petitioner is not named in the FIR.  
His name transpired in this case on the basis of confessional  
statement of co-accused Arun Kumar Rai. Except for this, there



is no other substantive evidence to suggest the implication of the petitioner in the present case. The petitioner had no knowledge that the motorcycle in question is a stolen property. There is no compliance of Section 100 of the Cr.P.C.

On behalf of the State, it is submitted that the petitioner is not named in the Complaint Case/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 Chief Judicial Magistrate, Bhojpur at Ara in connection with Ara Town P.S. Case No. 386 of 2019.

**(Sudhir Singh, J)**

A.K.V.//-

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