

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.74912 of 2018

Arising Out of PS. Case No.-2 Year-1997 Thana- LAHERIMUHALLA District- Nalanda

Bam Bam Yadav S/o Indar Yadav, Resident of Village- Rapura Keulatar P.S.
Fatuha District Patna.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Upendra Kumar

For the Opposite Party/s : Smt. Nirmala Kumari

**CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL**

ORAL ORDER

3 06-02-2019 Heard learned counsel for the petitioner and
learned APP for the State.

Petitioner seeks bail in a case registered for the
offence punishable under Sections 414, 415, 364, 379, 411 and
379 of the Indian Penal Code.

Four F.I.R. named accused persons are said to
have stolen the truck and given it to Ajam Mistry for repairing
and the said truck was seized from roadside.

It is submitted by learned counsel for the
petitioner that the petitioner is not named in the F.I.R. He has
committed no offence. He has been falsely implicated in the
case. There is nothing in the record indicating the complicity of
the petitioner in the occurrence barring the confessional



statement of co-accused Sabbal Rai. Petitioner had no knowledge of lodging of the case against him rather he came to know the same through the publication made by the police. Similarly situated co-accused namely Sagar Yadav has been enlarged on bail by a co-ordinate Bench of this Court vide order dated 01.12.2009 passed in Cr. Misc. No. 40853 of 2009.

Considering the facts aforesaid, the above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned A.C.J.M.-I, Nalanda, Bihar Sharif in connection with Laheri P.S. Case No. 02 of 1997.

(Prakash Chandra Jaiswal, J)

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