

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.73071 of 2019

Arising Out of PS. Case No.-109 Year-2019 Thana- NARPATGANJ District- Araria

RAUSHAN KUMAR, aged about 25 years, Male, Son of Prahlad Kumar,
Resident of Village- Ramghat, P.S.- Narpatganj, District- Araria
... Petitioner

Versus

THE STATE OF BIHAR
... Opposite Party

Appearance :

For the Petitioner : Mr. Binod Kumar Yadav, Adv.
For the Opposite Party : Mr. Umesh Lal Verma, APP

**CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA**

ORAL ORDER

2 19-11-2019 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the state.

The petitioner seeks pre-arrest bail in connection with
Narpatganj P.S. Case No. 109 of 2019 registered under Sections
413, 414 and 34 of the Indian Penal Code.

The accusation is that on receiving secret information
about gathering of miscreants for the purpose of selling the
stolen motorcycle at Narpatganj, informant, along with other
police personnel, reached there, then, saw that two persons are
moving on yellow coloured Apache motorcycle, on giving
signal to stop the motorcycle, both started to flee away, but, they
were caught hold, who disclosed their names as Rajesh Kumar
Yadav and Amod Kumar Yadav. Amod Kumar Yadav was
driving the motorcycle and Rajesh Kumar Yadav was on rear
seat of the motorcycle. On query, they did not produce any paper



regarding the motorcycle. Rajesh Kumar Yadav disclosed that the motorcycle is purchased by Raushan Kumar (petitioner).

Submission is that petitioner was not apprehended on the spot rather the name of the petitioner has come in the confessional statement of the co-accused, Rajesh Kumar Yadav, to the effect that the seized motorcycle was sold to him by this petitioner. Petitioner has no criminal antecedent.

Having regard to the facts and circumstances of the case, let the petitioner, above named, in the event of surrender/arrest, within a period of four weeks from today, in connection with Narpatganj P.S. Case No. 109 of 2019 shall be released on bail on furnishing bail bond of Rs.10,000/- (rupees ten thousand) with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Araria, or the successor Court subject to the conditions as laid down under Section 438(2) Criminal Procedure Code.

(Rajendra Kumar Mishra, J)

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