

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.84405 of 2019

Arising Out of PS. Case No.-8 Year-2018 Thana- GURUA District- Gaya

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BIRSEN KUMAR @ VIRSEN KUMAR, S/o Arvind Singh Resident of
Village- Kastua Koeri Bigha Near Khad Godown, P.S.- Magadh Medical
College, District- Gaya.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Krishna Pd. Singh, Sr. Advocate
Mr. Bhaskar Shankar, Advocate
For the Opposite Party/s : Mr. Md. Mushtaque Alam, APP

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 19-12-2019 This is an application for grant of anticipatory bail in

connection with Gurua P. S. Case No. 08 of 2018 disclosing

offences under Section 392 of IPC and Section 27 of the Arms

Act.

As per F.I.R. while the informant is In-charge Officer
of the company involved in work of putting underground cable
and while he was going to Sheghati to Rafiganj, two miscreants
came by motorcycle, they snatched Digitrak Machine and on
alarm, accused persons succeeded in fleeing away, leaving their
motorcycle. Petitioner is not named in the F.I.R. Later on, his
name transpires on the basis of confessional statement of the co-
accused and there is recovery of Digitrak Machine from the
house of the petitioner. The Digitrak machine has been



purchased by the petitioner and the informant is his own brother, who has lodged this case.

Submission of the learned counsel for the petitioner is that the Digitrak Machine has already been released in faovur of the petitioner.

Heard learned A.P.P. also.

Having heard both sides, considering the above submission, this application is allowed. Let the petitioner, above named, in the event of his arrest or surrender before the court below within six weeks, be released on bail on furnishing bail bond of Rs.25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount to the satisfaction of learned S.D.J.M., Sherghati, Gaya, in connection with Gurua P. S. Case No. 08 of 2018, subject to the condition laid down under Section 438(2) of the Code of Criminal Procedure.

(Vinod Kumar Sinha, J)

Sunil Shukla/-

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