

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.4731 of 2020

Arising Out of PS. Case No.-719 Year-2017 Thana- SHERGHATI District- Gaya

SANTOSH KUMAR @ BOSH YADAV Son of Naresh Yadav @ Manger
Yadav Resident of Village - Goitha Mitha, P.S.- Barachatti, District- Gaya

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sanjay Kr. Sinha

For the Opposite Party/s : Mr.Zainul Abedin

CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 23-01-2020 Heard the learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner apprehends his arrest in connection with
Sherghati (Dobhi) P.S. Case No. 719 of 2017 for the offence
registered under Section 392 of the Indian Penal Code.

The allegation is regarding unknown miscreants
having intercepted the informant and snatched his mobile and a
sum of Rs. 1400/- as also Aadhaar Card.

The learned counsel for the petitioner has submitted
that the petitioner has been falsely implicated in the present case
and he is having a clean antecedent. It is further submitted that
the stolen motorcycle has been recovered from the possession of
the co-accused person and as far as the petitioner is concerned,
his name has transpired in the present case on account of
confessional statement of the co-accused namely Birendra Kumar



who is stated to have sold the motorcycle to the co-accused person namely Gautam Kumar. It is further submitted that no recovery of the stolen articles has been made from the house of the petitioner.

Having regard to the facts and circumstances of the case, considering the submissions of the learned counsel for the petitioner coupled with the fact that no recovery of the stolen motorcycle has been made from the house of the petitioner, I deem it fit and proper to admit the petitioner herein to the privilege of anticipatory bail.

Accordingly, the petitioner, above named, is directed to be released on anticipatory bail in the event of his arrest/surrender before the court below within a period of four weeks from today, on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate, Sherghati, District-Gaya in connection with Sherghati (Dobhi) P.S. Case No. 719 of 2017 subject to the conditions as stipulated under Section 438(2) of the Code of Criminal Procedure.

(Mohit Kumar Shah, J)

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