

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.10618 of 2020**

Arising Out of PS. Case No.-8 Year-2014 Thana- RANIGANJ District- Araria

RAJESH SARDAR S/o- Lakshman Sardar Resident of Village- Hemantganj,
Ward No. 15, P.S.- Triveniganj, District- Supaul.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Md. Ziaul Quamar

For the Opposite Party/s : Mr.Kalyan Shankar

**CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER**

2 25-06-2020 Heard learned Counsel for the petitioner and learned
Additional Public Prosecutor representing the State, through
Video Conferencing.

This application, for grant of anticipatory bail, arises
out of Raniganj Police Station Case No. 08 of 2014, disclosing
offences under Sections 461/379 of the Indian Penal Code.

The petitioner is not named in the First Information
Report. The First Information Report has been lodged against
unknown, stating therein that on the date of occurrence, i.e. on
15.01.2014, when the informant arrived at his shop, he found
that the shutter of his shop was in broken condition and some
articles including cash was stolen from his shop.

Learned Counsel for the petitioner submits that the
petitioner is not named in the First Information Report and he
has got no criminal antecedent. He further submits that his name



has transpired on the basis of the confessional statement of co-accused persons, who have been arrested and from whose possession, stolen articles were recovered. He further submits that no recovery has been made from the possession of the petitioner.

Having regard to the submissions made on behalf of the parties and taking into consideration the fact that petitioner has got no criminal antecedent and no incriminating article has been recovered from his possession, I am inclined to grant the petitioner privilege of anticipatory bail.

This application is, accordingly, allowed.

Let the petitioner, above named, in the event of his arrest or surrender before the Court below within six weeks from today, be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Araria, in connection with Raniganj Police Station Case No. 08 of 2014, subject to the condition laid down under Section 438 (2) of the Code of Criminal Procedure.

Prabhakar Anand/-

(Anil Kumar Sinha, J.)

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