

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.12782 of 2020

Arising Out of PS. Case No.-1298 Year-2019 Thana- AHIYAPUR District- Muzaffarpur

RAHUL KUMAR, aged about 40 years (Male), Son of Bathu Mahto,
Resident of Akharaghat, Gaytri Mandir, Nazirpur (Inside the Fakira Lodge),
P.S.- Ahiyapur, District - Muzaffarpur.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner : Mr. Raju Kumar Goswami and Mr. Pawan Kumar
Singh, Advocates.

For the Opposite Party : Mr.Kalyan Shankar, A.P.P.

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 05-03-2020 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner seeks bail in a case for the offence
registered under Sections 413 and 414/34 of the IPC.

The prosecution story, in brief, is that two accused
persons were intercepted by the informant of the case when he
performing vehicle checking. From the joint possession of both
accused, stolen vehicle and one master key for opening the lock
of motorcycle was seized.

It has been submitted by learned counsel for the
petitioner that the petitioner is in custody since 30.10.2019. The
petitioner has got no criminal antecedent. He has falsely been
implicated in the present case. Charge sheet has been submitted



in the present case. There is no allegation of tampering with the witnesses alleged against the petitioner. The petitioner had no knowledge that the Motorcycle in question is a stolen property. He has been made accused in the present case due to mistake of fact. The allegation made in the F.I.R. is denied by the petitioner.

On behalf of the State, it is submitted that the petitioner is named in the F.I.R.

Considering the aforesaid facts and circumstances, let the petitioner above named, be released on bail on furnishing bail bonds of Rs.10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned C.J.M., Muzaffarpur, in connection with Ahiyapur P.S. Case No. 1298 of 2019.

(Sudhir Singh, J)

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