

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.27817 of 2020

Arising Out of PS. Case No.-46 Year-2020 Thana- MANJHI District- Saran

BITTU KUMAR @ BITU KUMAR, Male, aged about 20 years, S/o
Shatrudhan Sah, Resident of Village- Marhan, P.S.- Manjhi, District- Saran.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner : Mr.Dr. Rajesh Kumar Singh, Advocate.
For the Opposite Party : Mr. A.G.

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 27-11-2020 Due to COVID-19 Pandemic, the matter is being
taken up by way of virtual Court proceeding.

The matter has been listed under the heading 'For
Orders' under the orders of Hon'ble the Chief Justice.

Learned counsel for the petitioner is directed to
remove the defects, as pointed out by the office, within a period
of four weeks after restoration of normalcy.

Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner is apprehending his arrest in a case for
the offence registered under Section 414 of the I.P.C.

The prosecution story, in brief, is that on 24.02.2020
the informant received secret information that co-accused Prince
Kumar had kept a stolen Motorcycle in his house, then he



alongwith police party around 1.30 P.M. raided the house of Prince Kumar and recovered a Motorcycle bearing Registration No. BR-04Z-8814. Prince Kumar disclosed that he alongwith this petitioner had stolen the said Motorcycle.

It has been submitted by learned counsel for the petitioner that the petitioner has got no criminal antecedent. There is no allegation of tampering with the witnesses alleged against the petitioner. The petitioner has falsely been implicated in the present case. The name of the petitioner has transpired in the present case on the basis of confessional statement of co-accused Prince Kumar. Except for this, there is no substantive evidence to suggest the implication of the petitioner in the present case. The petitioner had no knowledge that the Motorcycle in question is a stolen property.

On behalf of the learned counsel for the State, it has been submitted that the petitioner is named in the F.I.R.

Considering the aforesaid facts and circumstances of the case, the petitioner above named, in the event of arrest or surrender before the learned court below within a period of twelve weeks from today, be released on anticipatory 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



learned A.C.J.M.-XIV, Saran at Chapra, in connection with
Manjhi P.S. Case No. 46/20, subject to the conditions as laid
down under Section 438(2) of the Code of Criminal Procedure.

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(Sudhir Singh, J)

