

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.34971 of 2020

Arising Out of PS. Case No.-27 Year-2020 Thana- JOKIHAT District- Araria

Vijay Rajjak @ Vijay Kumar Rajak Son of Fulchand Rajak resident of
village- Baluwa, Ward no. 12, P.S.- Mahalgaon, District- Araria

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Anil Prasad Singh, Adv.

For the Opposite Party/s : Mr.B.N.Pandey, APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

4 19-05-2021 Heard both sides through video conferencing.

The petitioner apprehends his arrest in Jokihat P.S.
Case No.27 of 2020 registered under Sections 379, 411 and 34
of the Indian Penal Code.

The learned counsel for the petitioner submits that
petitioner is not named in the F.I.R. One Jitendra Vishwas was
apprehended and from his possession, stolen fans and wall clock
were recovered. Jitendra Bishwas is said to have disclosed the
name of the petitioner in his confession but save and except the
confession, there is no material to show the involvement of the
petitioner in the theft. Petitioner has got no criminal antecedent.

Learned A.P.P. did not dispute this fact.

Taking into consideration the facts that the name of
the petitioner surfaced in the case on the confession of co-



accused but thereafter no tangible material is collected to show the involvement of the petitioner and petitioner has got no criminal antecedent, let the petitioner, above named, in the event of his arrest or surrender within a period of four weeks 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 the learned Chief Judicial Magistrate, Araria in connection with Jokihat P.S. Case No.27 of 2020, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Jha, J)

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