

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.2763 of 2021

Arising Out of PS. Case No.-367 Year-2020 Thana- MADHAURAH District- Saran

Amit Kumar Singh @ STD, Son of Ram Barai Singh Resident of Village-
Bishnupur, Police Station-Marhaura, District- Saran At Chapra

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Manoj Kumar- Advocate

For the Opposite Party/s : Mr. Dashrath Mehta- A.P.P.

CORAM: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR
ORAL ORDER

2 22-07-2021 Heard Mr. Manoj Kumar, the learned Advocate for the
petitioner and Mr. Dashrath Mehta, the learned APP for the
State.

The petitioner seeks bail in anticipation of his arrest in
connection with Marhaura P. S. Case No.367 of 2020, instituted
for the offences under Sections 448, 380, 34 of the Indian Penal
Code.

A peculiar F.I.R. has been lodged alleging that on
22.04.2020, the petitioner had taken away certain belongings of
the informant from his house.

A petition regarding aforesaid occurrence was given
to the police but no action was taken. The F.I.R. with respect to
the aforesaid theft of laptop, bag and some money has been
lodged on 29.04.2020 i.e. after about seven days of the
occurrence.

The learned Advocate for the petitioner has submitted



that nobody has seen him entering the house of the informant and pilfering anything from the house. The petitioner is a co-villager of the informant and the local village politics has led to the filing of the present case. The accusation, on face of it, does not appear to be probable.

Regard being had to the afore-noted facts, the petitioner, above-named, in the event of his arrest or surrender before the learned Court below within a period of eight weeks, is directed to be released on bail on his furnishing bail-bonds in the sum of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate/ concern Court, Saran at Chapra in connection with Marhaura P. S. Case No.367 of 2020, subject to the conditions laid down under Section 438(2) of the Cr.P.C.

While saying so the Court has also taken note of the fact that the petitioner does not have criminal antecedent and nothing incriminating has been recovered from his possession.

The application stands allowed.

(Ashutosh Kumar, J)

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