

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.10121 of 2021

Arising Out of PS. Case No.-340 Year-2020 Thana- MANER District- Patna

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Vicky Kumar, aged about 18 years, Male, Son Of Leelu Rai @ Ram Naresh Rai, R/O Village- Maner Tola, P.S.- Maner, Dist.- Patna.

... .. Petitioner

Versus

THE STATE OF BIHAR

... .. Opposite Party

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Appearance :

For the Petitioner : Mr. Ajay Kumar Singh, Advocate.

For the Opposite Party : Mr. A.G.

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH

ORAL ORDER

2 13-04-2021 Learned counsel for the petitioner is directed to remove the defects, as pointed out by the office, within a period of four weeks.

Heard learned counsel for the petitioner and learned A.P.P. for the State through Virtual mode.

The petitioner is apprehending his arrest in a case for the offence registered under Sections 461 and 379 of the I.P.C.

The prosecution story, in brief, is that the informant runs a Kirana General Store. When his father came in the morning to open the said shop at 6.00 A.M., he found that the middle shutter was open and broken and when his father disclosed this to other shopkeepers, they assembled and entered



into the shop to find that entire articles of the shop is ransacked. The informant and his father further realized that theft in his shop is committed wherein articles of worth Rs. 3,75,000/- , last day earning amounting to Rs. 2,95,000/- money kept for repaying loan to the creditors were taken away by unknown thieves.

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 petitioner is not named in the F.I.R. His name has come in the present case on the disclosure made by co-accused. There is no recovery of any incriminating article from possession of the petitioner.

On behalf of the learned counsel for the State, it has been submitted that the petitioner is not named in the F.I.R.

Considering the aforesaid facts and circumstances of the case, let the petitioner above named, in the event of arrest or surrender before the learned court below within a period of eight weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs. 10,000/- (Rupees Ten Thousand) only with two sureties of the like amount each to the satisfaction of the



learned J.M. Ist Class, Danapur, Patna, in connection with
Maner P.S. Case No. 340/2020, subject to the conditions as laid
down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

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