

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.28751 of 2021

Arising Out of PS. Case No.-665 Year-2020 Thana- AKBARPUR District- Nawada

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Upendra Rajbanshi @ Upendra Ram S/O Banwari Rajbanshi Resident Of
Village Kumhar, Ps Akbarpur, District Nawada

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Sheo Kumar Prasad

For the Opposite Party/s : Mr.A.G.

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 04-02-2022 Heard learned counsel for the petitioner and

learned APP for the State.

Learned counsel for the petitioner is expected

to honour his undertaking given in the instant case for

depositing the requisite court fee and to remove the

defects as pointed out by the office when called upon to

do so by the office.

The petitioner is apprehending his arrest in a

case registered for the offences punishable under

Sections 379, 411 of the Indian Penal Code.

The prosecution case as per F.I.R is that the

informant being Secretary of the *Durga Puja Samiti* has



alleged that on 24.10.2020, in the premises of *Durga Mandap* the music instruments were stolen away which were being used on the occasion of *Chhat Puja* and when the informant enquired from the villagers, they informed that the said instruments were hired on rent from the petitioner.

It is submitted by learned counsel for the petitioner that petitioner has falsely been implicated in the present case as nothing has been recovered from the conscious possession of the petitioner. A statement has been made in para 3 of the petition that petitioner has no criminal antecedent.

In the facts and circumstance of the case, let the petitioner, above named, in the event of his arrest or surrender before the Court below within a period of four weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs. 10,000/-(Ten Thousands) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Nawada



in connection with Akbarpur P.S. Case No. 665 of 2020,
subject to the conditions as laid down under Section
438(2) of the Cr.P.C.

(Sunil Kumar Panwar, J)

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