

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.25660 of 2022

Arising Out of PS. Case No.-131 Year-2019 Thana- FORBESGANJ District- Araria

1. Neelesh Mandal @ Nilesh Kumar @ Nilesh Mandal Son Of Kuldeep Mandal Resident Of Village - Manikpur, Ward No.08, P.S.- Simraha, Distt.- Araria.
2. Tuntun Thakur Son Of Vishwanath Thakur Resident Of Village - Manikpur, Ward No.08, P.S.- Simraha, Distt.- Araria.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Viveka Nandsingh
For the Opposite Party/s : Mr. Surendra Kumar

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

3 20-10-2022 Heard learned counsel for the petitioners and learned
Additional Public Prosecutor for the State.

Learned counsel for the petitioners undertakes to remove the defects within three weeks. In the eventuality of non-removal of defects within undertaken period, the office will place the matter before the Bench.

The petitioners are apprehending their arrest in a case registered for the offence punishable under Sections 379 of the Indian Penal Code. Later on Section 411 of the Indian Penal Code was added.

Petitioners are said to have committed theft from Airtel Tower.



Learned counsel for the petitioners submits that the petitioners are innocent and have been falsely implicated in this case. He submits that there is general and omnibus allegation levelled against the petitioners. He further submits that petitioners are made accused in the present case on the basis of confessional statement of the co-accused. He submits that nothing has been recovered from the conscious possession or from the house of the petitioners. He further submits that petitioner no.1 has three criminal antecedents and petitioner no.2 has two criminal antecedent as stated in para-3 of this application.

Learned APP for the State opposes the prayer for bail.

Considering the facts and circumstances of the case, let the above named petitioners in the event of their arrest or surrender before the learned Court below within a period of six weeks from today, be enlarged on bail on furnishing bail bonds of Rs.25,000/- (Rupees Twenty Five Thousand) each with two sureties of the like amount each to the satisfaction of the learned court below where the case is pending/successor court in connection with Forbesganj (Simraha) P.S. Case No. 131/2019, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.



(Anjani Kumar Sharan, J)

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