

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.29291 of 2022

Arising Out of PS. Case No.-23 Year-2019 Thana- ANGARH District- Purnia

Chotu @ Izhar Son Of Habibur Rahman Resident Of Village- Gamharia, Ps -
Kochadhaman, Dist- Kishanganj

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Md. Helal Ahmad

For the Opposite Party/s : Mr. Pushpa Sinha

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 18-10-2022 Heard learned counsel for the petitioner and learned
APP for the State.

The instant application for anticipatory bail has been
filed by the petitioner apprehending his arrest in connection
with Angarh P.S. Case no. 23 of 2019 instituted for the offence
under Sections 457 and 380 of the Indian Penal Code.

As per allegation in the FIR, the informant parked his
motorcycle having registration no. BR-11A/8333 in his varanda,
and at night he found that his motorcycle was stolen by
unknown person.

Learned counsel appearing on behalf of the petitioner
has submitted that petitioner is innocent and has committed no
offence. He has falsely been implicated in this case. This case
was registered against unknown persons. The name of the
petitioner surfaced in this case on confessional statement of



co-accused which is mentioned in impugned order. He has got no criminal antecedent. Neither the petitioner was arrested nor any stolen article has been recovered from his conscious possession.

Learned APP appearing for the state has opposed the prayer of anticipatory bail.

Having heard learned counsel for the parties and in the facts and circumstances of the case as stated above, this Court is inclined to enlarge the petitioner on bail. The petitioner is directed to surrender in the Court below within a period of four weeks from today and in the event of his arrest or surrender in connection with Angarh P.S. Case no. 23 of 2019, he will be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Purnia subject to the conditions as laid down under section 438(2) of the Cr.P.C.

(Sunil Kumar Panwar, J)

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