

**IN THE HIGH COURT OF JUDICATURE AT PATNA  
CRIMINAL MISCELLANEOUS No.39979 of 2021**

Arising Out of PS. Case No.-624 Year-2020 Thana- BEGUSARAI MUFFASIL District-  
Begusarai

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MUKESH KUMAR @ MUKESH YADAV @ MUKESH Son of Ganeshi  
Yadav Resident of Village- Kankaul, P.S.- Muffasil, District- Begusarai.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr.Sandip Kumar Gautam, Advocate  
For the Opposite Party/s : Mr.Zainul Abedin, APP

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**CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH**  
ORAL ORDER

2      11-04-2022                      Heard learned counsel for the petitioner and learned  
APP for the State.

Counsel for the petitioner is directed to remove the  
defect(s), as pointed out by the office, within a period of four  
weeks.

The petitioner is apprehending his arrest in a case  
registered under Sections 406, 379 of the Indian Penal Code.

Prosecution case, in short, is that scorpio car of the  
informant was stolen away from his house. The informant  
suspects that his scorpio car has been stolen by co-accused  
Guddu.

It has been submitted on behalf of the petitioner that  
there is no allegation of tampering of 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 this case on the confession of co-accused recorded under Section 161 of Cr.P.C. Except for this, there is no other substantive evidence to suggest the implication of the petitioner in this case. There is no recovery of any incriminating article from the possession of the petitioner.

On behalf of the State, it is submitted that the petitioner is not named in the complaint case/F.I.R.

Considering the facts and circumstances of the case, the petitioner, above named, in the event of arrest or surrender before the learned court below within a period of twelve weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Begusarai in connection with Muffasil P.S. case No.624 of 2020, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

**(Sudhir Singh, J)**

Narendra/-

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