

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.45585 of 2022

Arising Out of PS. Case No.-442 Year-2021 Thana- BETTIAH CITY District- West
Champaran

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Bittu Kumar Mishra @ Bittu Kumar Son Of Suresh Chandra Mishra R/O
Village- Dhanwatiya, P.S.- Yogapatti, District- West Champaran

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Anant Kumar Mishra
For the Opposite Party/s : Mr.A.G

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 06-12-2022 Heard learned counsel for the petitioner and the State.

Petitioner apprehends arrest in registered for the
offence punishable under Sections 379, 411/34 of the Indian
Penal Code.

As per prosecution case, the motorcycle of the
informant was stolen by the petitioner and two other accused
persons.

Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in the
present case. It is next submitted that identification of the
petitioner through CCTV footage is doubtful. No incriminating
material has been recovered from the conscious possession of
the petitioner. Petitioner has got clean antecedent.



Learned counsel for the State opposes the prayer for bail application submitting that petitioner is identified by the informant from the CCTV footage.

Considering the fact that informant has identified the petitioner through CCTV footage, prayer for bail of the petitioner is refused with direction to surrender and seek regular bail which would be considered and disposed of on its own merit without prejudice.

(Prabhat Kumar Singh, J)

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