

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.60239 of 2021

Arising Out of PS. Case No.-89 Year-2021 Thana- CHANPATIA District- West Champaran

Mahfuj Alam S/O Md. Yunus @ Yunus Mian R/O Village-Kudwa Mathiya,
P.S- Chanpatia (KUMARBAG), District-West Champaran.

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Umesh Chandra Verma

For the Opposite Party/s : Mr. Abhay Kumar

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 12-07-2022 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in anticipation of his arrest in
a case registered for the offences punishable under Section 379
of the Indian Penal Code.

The learned counsel for the petitioner submits that the
petitioner has antecedent of four cases and the informant alleges
that on 06.02.2021 at about 8.30 P.M. when he was returning to
his home from working place on his motorcycle, when he
parked his motorcycle to attend nature's call and when he came
back, his bike was found missing and after search, bike could
not be located.

The learned counsel for the petitioner submits that
petitioner has been falsely implicated in the present case
because of his antecedent. The F.I.R. is against unknown. The
name of the petitioner transpired in the confessional statement



of co-accused which has no evidentiary value. It is next submitted that petitioner a person with clean antecedent that in one year, he was implicated in four cases as mentioned in Para-3 of the anticipatory bail petition. It is next submitted that all the cases were against unknown in which the petitioner was implicated.

The learned Additional Public Prosecutor opposes the anticipatory bail application.

Considering the submissions made by the learned counsel for the petitioner, the petitioner, above-named, in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, is directed to be released on bail on his furnishing bail-bonds in the sum of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Court below where the case is pending in connection with Chanpatia (Kumarbag) P. S. Case No.89 of 2021, subject to the conditions laid down under Section 438(2) of the Cr.P.C.

The application stands allowed.

(Satyavrat Verma, J)

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