

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.66407 of 2021

Arising Out of PS. Case No.-95 Year-2021 Thana- RAJEPUR District- East Champaran

HARENDRA SINGH Son of Sheoji Singh, Residence of village - Kadama,
P.S.- Rajepur, District - East Champaran. Petitioner/s

Versus

The State of Bihar. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Binay Kumar
For the Opposite Party/s : Mr.Sanjay Kumar Tiwary
Mr. J. N. Thakur

**CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR
PANDEY**

ORAL ORDER

2 22-07-2022 The learned counsel for the petitioner is directed to

remove all the defects pointed out by the office within one

month.

Heard the learned counsel for the petitioner as well as

Mr. J. N. Thakur, the learned Additional Public Prosecutor for

the State.

The petitioner apprehends his arrest in connection with

Rajepur P.S. Case No. 95/2021 registered for offence punishable

under sections 379, 413, 414, 120-B/34 of the Indian Penal

Code.

The learned counsel for the petitioner has submitted that

in the FIR it has been mentioned that one Arvind Kumar Rai

was arrested and he confessed that he along with co-accused

Himanshu Kumar had stolen away the tractor and sold it to the

present petitioner.



The learned counsel for the petitioner has submitted that there is no allegation against the petitioner that he committed theft of that tractor. The FIR is clear that co-accused Arvind Kumar Rai and Himanshu Kumar had committed theft of that tractor and the petitioner is a bona fide purchaser, having no criminal antecedent.

Considering the above-mentioned facts and circumstances, the petitioner above-named, in the event of his arrest or surrender, within four weeks from today, is directed to be released on bail on furnishing bail bonds of Rs.10,000/- with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate 1st Class, Sadar at Motihari in connection with Rajepur P.S. Case No. 95/2021, subject to condition as laid down under section 438(2) Cr. P.C.

Office shall ensure that all defects are removed by the petitioner within the stipulated time mentioned hereinabove, failing which, the matter shall be brought to the notice of this Court.

(Nawneet Kumar Pandey, J)

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