

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.71130 of 2021

Arising Out of PS. Case No.-8 Year-2021 Thana- BIRPUR District- Supaul

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NIRMAL KUMAR MEHTA @ NIRMAL MEHTA Son of Sahdev Mehta
Resident of Village- Dahgama, P.S.- Karjain, District- Supaul.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Arun, Advocate

For the Opposite Party/s : Mr. Rana Randhir Singh, APP

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CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

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

The petitioner has preferred this application for grant
of regular bail in a case registered under section 379 of the
Indian Penal Code

As per the prosecution case, the informant states that
on returning from the shop he found his motorcycle which was
parked was missing. He states that on inquiry it transpired that
the petitioner and one another have a hand in the disappearance
of his motorcycle.

It is submitted by learned counsel for the petitioner
that an unfounded suspicion has been raised by the informant
against the petitioner in the FIR. Referring to the order of the
learned trial Court wherein the material that has transpired in



course of investigation has been dealt with it is submitted that no direct material has been found to connect the petitioner with the alleged crime. The vehicle in question was not recovered from the possession of the petitioner. He is in custody since 2.7.2021 and investigation in the case has concluded.

Heard learned APP for the State.

Having heard learned counsel for the parties and taking into consideration the nature of allegation, the vehicle not having been recovered from the possession of the petitioner together with the petitioner having remained in custody for 11 months, the Court directs the petitioner to be enlarged on bail in connection with Birpur (Bhimpur O.P) P.S. Case no. 8 of 2021 on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned A.C.J.M-I, Birpur, District Supaul.

(Partha Sarthy, J)

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