

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.45410 of 2023

Arising Out of PS. Case No.-37 Year-2023 Thana- BITHAN District- Samastipur

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1. SAH ALAM @ MD. SAHALAM SON OF MD. HARUN @ HARUN
RESIDENT OF VILLAGE- BARAHI, PS- BITHAN, DISTRICT-
SAMASTIPUR BIHAR- 848101
 2. NUNU @ RAHULLAH SON OF ALIMAN @ ALIMA RESIDENT OF
VILLAGE- BARAHI, PS- BITHAN, DISTRICT- SAMASTIPUR BIHAR-
848101

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Piyush Kumar Pandey, Advocate

For the Opposite Party/s : Mr. Ajit Kumar , Addl. Public Prosecutor

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 10-08-2023 Heard learned counsel for the petitioners and the

State.

2. Petitioners apprehend their arrest in a case
registered for the offence punishable under sections 413, 414,
467, 468/34 of the Indian Penal Code.

3. It is alleged that these petitioners alongwith other
co-accused persons were cutting the Pick-up van for selling in
scrap.

4. It is submitted on behalf of the petitioners that
name of these petitioners transpired on confessional statement
of co-accused persons. Petitioners have no knowledge about the
occurrence and no incriminating material has been recovered



from the possession of these petitioners.

5. Learned counsel for the State oppose the bail petition and submitted that petitioner No . 1 has got two criminal antecedent of similar nature. Petitioner No . 2 has got clean antecedent.

6. Considering the criminal antecedent of petitioner No . 1, the bail petition of the petitioner No . 1 is rejected

6 Considering the aforesaid facts and circumstances of the case and clean antecedent of Petitioner No . 2 , in the event of arrest or surrender within six weeks from today, let the petitioner No . 2, as named above, be enlarged on bail on furnishing bail bond of Rs.10,000/-(ten thousand) each with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Samastipur in connection with Bithan P.S. Case No . 37 of 2023 , subject to the conditions laid down under section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Singh, J)

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