

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.52770 of 2022

Arising Out of PS. Case No.-410 Year-2022 Thana- TURKAULIYA District- East
Champaran

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SADDAM HUSSAIN SON OF JAHAGIR ALAM R/O VILLAGE-
JAISINGHPUR, KHIRWA BAZAR, P.S.- TURKAULIYA, DISTRICT-
EAST CHAMPARAN

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Dhurendra Kumar

For the Opposite Party/s : Mr.Md. Matloob Rab

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 17-01-2023 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner has prayed for bail in a caseregistered
for the offence punishable under sections 379 and 411 of the
Indian Penal Code.

Prosecution case relates to recovery of stolen
motorcycle from possession of the petitioner.

It is submitted by learned counsel for the petitioner
that petitioner is innocent and has committed no offence. It is
highly improbable that Kanhaiya Ram produced the petitioner
before the informant police,who is resident of a village four
kilometer away from the place of occurrence and apart from
this, how could he identify that the alleged motorcycle is a



stolen property. In fact, petitioner and relative of Kanhaiya Ram are co-villagers and both are on inimical term and only with a view to harass him, they have falsely implicated the petitioner in the present case. Petitioner is languishing in judicial custody since 07.05.2022.

The application for bail is opposed by learned APP for the State.

Having heard learned counsel for the parties and considering the facts and circumstances of the case, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) with two sureties of the like amount each to the satisfaction of the learned CJM, Motihari, East Champaran in connection with Turkauliya P.S. Case No. 410 of 2022.

(Sunil Kumar Panwar, J)

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