

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.66634 of 2023

Arising Out of PS. Case No.-963 Year-2022 Thana- MOTIHARI TOWN District- East
Champaran

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WAKIL SAH, male, aged about 59 years, S/o Late Sandhu Sah, resident of
Vill.- Chandmari, P.S.- Motihari Town, Dist.- East Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sangeet Deokuliar, Advocate

For the Opposite Party/s : Mr. Lakshmi Kant Sharma, APP

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CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 02-11-2023 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

2. The petitioner is apprehending his arrest in a case
registered for the offence punishable U/s 379/34 of the Indian
Penal Code.

3. Petitioner is said to have stolen the motorcycle of
the informant.

4. Learned counsel for the petitioner submits that
petitioner is innocent and has been falsely implicated in this
case. He submits that the motorcycle of the informant was never
stolen by the petitioner and only with intention to harass the
petitioner, false case has been lodged against him. He submits
that there is no specific overt act against the petitioner. He
submits that there is no recovery from the person or from the
house of the petitioner nor anybody has claimed that he has seen



the petitioner with the motorcycle. He further submits that petitioner has no criminal antecedent as stated in para 3 of the bail application.

5. Learned APP for the State opposes the prayer for bail.

6. Considering the facts and circumstances of the case, let the above named petitioner in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, be enlarged on bail on furnishing bail bond of Rs.25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned court below where the case is pending/successor court in connection with Motihari Town P.S. Case No. 963 of 2022/G.R. Case No. 7719 of 2022, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

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