

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.78828 of 2023

Arising Out of PS. Case No.-36 Year-2023 Thana- JALALGARH District- Purnia

MD. REHAN @ RIHAN SON OF LATE HANIF RESIDENT OF VILLAGE
- JOGINDAR, P.S. - MAHALGAON, DISTRICT - ARARIA

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ram Prawesh Kumar

For the Opposite Party/s : Mr. Tarun Prasad Mandal

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 13-12-2023 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has prayed for regular bail in a case registered for the offence punishable under section 379 of the Indian Penal Code and Section 136 of the Electricity Act.

3. As per prosecution case, some unknown miscreants are said to have stolen 150 liters of oil from department 63 KVA Transformer due to which transformer set on fire.

4. Learned counsel for the petitioner submits that the petitioner is innocent and has committed no offence. He is not named in the FIR. His name was surfaced on the basis of confessional statement of co-accused Md. Muzaffar which was recorded in Sadar P.S. Case No. 423 of 2023. On the basis of same, this petitioner was remanded in this case from another



one. Nothing incriminating article has been recovered from conscious possession of the petitioner. It is further submitted that the petitioner is languishing in judicial custody since 28.8.2023.

5. Learned APP appearing for the state has opposed the prayer of regular bail.

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case as well as custody of the petitioner, this court is inclined to enlarge him on bail. The above named petitioner is directed to be released on bail in connection with Jalalgarh P.S. Case No. 36 of 2023 on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Purnea.

(Sunil Kumar Panwar, J)

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