

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.81621 of 2023

Arising Out of PS. Case No.-300 Year-2023 Thana- SITAMARHI District- Sitamarhi

MD. SARFE ALAM S/O LATE ANWARUL MANSOORI VILLAGE-
BHAIROKOTHI, PS. SITAMARHI, DIST. SITAMARHI.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Virendra Kumar

For the Opposite Party/s : Mr.Pushpa Sinha

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 18-12-2023 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has prayed for regular bail in a case
instituted for the offence under Section 379 of the IPC.

3. As per FIR, some unknown persons looted the
motorcycle of the informant, when it was parked near Hotel
Dumri In.

4. It is submitted by learned counsel for the petitioner
that petitioner has been falsely implicated in this case due to old
dispute. He has committed no offence. Petitioner is not named
in the FIR and the same has been lodged against unknown
persons. The name of the petitioner has come into light, on the
basis of confessional statement of himself in other case and
remanded in the present case. Nothing incriminating/looted



articles have been recovered from the conscious possession of the petitioner. He further submitted that the as alleged motorcycle of the informant has already been recovered from the road near the house of the petitioner and due to recovery, Sitamarhi Police filed case in Sitamarhi P.S. Case No. 301 of 2023, in which petitioner was granted bail in B.P. No. 883 of 2023 thereafter, remanded in this case. He is languishing in judicial custody since 15.06.2023.

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

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case as well as period of custody, 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 J.M. 1st Class, Sitamarhi in connection with Sitamarhi P.S. Case No. 300 of 2023.

(Sunil Kumar Panwar, J)

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