

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.51487 of 2024

Arising Out of PS. Case No.-531 Year-2023 Thana- MOTIHARI TOWN District- East
Champaran

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Dulare Alam @ Momtaj Alam Son of Sheikh Allaiddin @ Alaiddin Resident
of village - Harbolwa, P.S.- Chiraiya, District - East Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Abhishek Kumar

For the Opposite Party/s : Mr. Rabindra Kumar

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 19-07-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The instant application for anticipatory bail has been
filed by the petitioner apprehending his arrest in connection with
Town P.S. Case No. 531 of 2023 registered for the offence
punishable under sections 414, 420, 465, 468, 471/34 of the
Indian Penal Code.

3. As per FIR, co-accused Jay Ram Kumar is alleged to
have been apprehended on spot with a stolen motorcycle bearing
registration no. BR66B-1256, and disclosed the name of the
petitioner as his associate.

4. Learned counsel appearing on behalf of the
petitioner has submitted that petitioner is innocent and has
committed no offence. He has falsely been implicated in this



case on the disclosure of co-accused Jay Ram Kumar who apprehended on spot. Nothing has been recovered from this petitioner rather the alleged motorcycle was recovered from co-accused Jay Ram Kumar who has already been enlarged on regular bail by this Court vide order dated 1.11.2023 passed in Cr. Misc. No. 69056 of 2023. He has got no criminal antecedent as stated in para-3 of the bail petition.

5. Learned APP appearing for the State has vehemently opposed the prayer of Bail.

6. Having heard learned counsel for the parties and in the facts and circumstances of the case, this Court is inclined to enlarge the petitioner on bail. The petitioner is directed to surrender in the Court below within a period of four weeks from today and in the event of his arrest or surrender in connection with Town P.S. Case no. 531 of 2023, he will be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned C.J.M., East Champaran at Motihari subject to the conditions as laid down under section 438(2) of the Cr.P.C.

(Sunil Kumar Panwar, J)

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