

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.62773 of 2023

Arising Out of PS. Case No.-212 Year-2022 Thana- DUMARIAGHAT District- East
Champaran

Sunil Sah @ Sunil Kumar Son Of Rajendra Sah Resident Of Village-
Banjhula, Barmadiya, Ps- Chakiya, Distt- East Champaran Motihari

... .. Petitioner

Versus

1. The State Of Bihar

2. The Indian Oil Corporation Ltd. Patna Bihar Bihar

... .. Opposite Parties

Appearance :

For the Petitioner : Mr.Akshay Ashish, Advocate

For the Opposite Party/s : Mr.Shyameshwar Dayal, Addl Public Prosecutor

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

- 4 18-04-2024 Heard learned counsel for the petitioner and the State.
2. The petitioner apprehends arrest in a case registered for the offence punishable under sections 379/511 of the Indian Penal Code, sections 15(2) and 15(4) of the Petroleum and Minerals Pipe Line Act, 1962 & Amendment Act, 2011 and Sections 3/4 the Prevention Of Damage To Public Property Act, 1984.
3. As per the prosecution case, some unknown accused persons, by installing valves and plastic pipe in the IOCL pipe line, tried to commit theft of petroleum product which could also caused explosion and damage to life of nearby villagers.
4. Learned counsel appearing for the petitioner submits that the petitioner is innocent and has falsely been implicated in this case. Petitioner's name has come in this case during course of investigation on the basis of confessional statement of co-accused and also due to the similar criminal antecedent of the petitioner. However, no incriminating article has been recovered from the conscious possession of the



petitioner.

5. Considering the aforesaid facts of the case, prayer for bail of the petitioner is allowed. In the event of arrest/surrender within six weeks from today, let the petitioner, mentioned above, be enlarged on bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of Chief Judicial Magistrate, Motihari, East Champaran in Dumariyaghat Police Station Case No. 212 of 2022, subject to the conditions laid down under section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Singh, J)

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