

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No. 37047 of 2012**

Md. Raju S/O Md. Jalil R/O Village - Chhapaki, P.S. Maniyari, District – Muzaffarpur.

## Versus

.... .... Petitioner

## The State of Bihar

.... .... Opposite Party

## Appearance :

For the Petitioner : Mr.

For the Opposite Party : Mr.

**CORAM: HONOURABLE MR. JUSTICE AHSANUDDIN  
AMANULLAH**

ORAL ORDER

2. 31-10-2012

Heard learned counsel for the petitioner and Mr.

Ram Chandra Singh, learned A.P.P. for the State.

The petitioner is in custody in connection with Kazi Mohammadpur P.S. Case No. 138 of 2012 registered for offence punishable under Sections 379 and 411/34 of the Indian Penal Code.

Learned counsel for the petitioner submits that he is not named in the F.I.R. It is alleged that the informant's motor cycle was stolen from his garage. It appears that the said motor cycle was recovered from the possession of co-accused Md. Imteyaz and the petitioner was also riding on the Motor Cycle. On the basis of the confessional statement of said Md. Imteyaz, the petitioner has also been made accused. Learned counsel submits that there is no recovery from the petitioner and he has clean antecedent and is in custody since 10.05.2012.

Learned A.P.P. for the State submits that the petitioner was also riding the motor cycle which was stolen and thus he cannot plead innocence.

Upon hearing learned counsels for the parties and considering the facts and circumstances of the case, let the abovenamed petitioner be released on bail upon furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Muzaffarpur in connection with Kazi Mohammadpur P.S. Case No. 138 of 2012.

**(Ahsanuddin Amanullah, J.)**

Anand Kr.