

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.49820 of 2015

Arising Out of PS.Case No. -258 Year- 2013 Thana -KORHA District- KATIHAR

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1. Md. Sheru @ Umar Faruque SOn of Md. Emam, resident of Village-
Narayanpur, P.S.- Manjhari, District- Katihar.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Mukesh Kumar Jha

For the Opposite Party/s : Mr. M.Dayal (App)

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CORAM: HONOURABLE MR. JUSTICE SHIVAJI PANDEY
ORAL ORDER

2 09-11-2015

Heard learned counsel for the petitioner and the State.

In this case, petitioner is seeking bail in Korha
P.S.Case No. 258 of 2013 registered u/s 392 IPC.

Allegation has been made that the Police has wrongly
implicated the petitioner in this case, no TI Parade has been
conducted by the I.O., no incriminating material has been
recovered from him, save and except through confessional
statement of co-accused Md. Murad who has been granted bail by
this Court vide Cr.Misc.No. 32041 of 2015.

Looking to the facts and circumstances of the case,
petitioner Md. Sheru @ Umar Faruque is directed to 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 Chief Judicial Magistrate, Katihar in connection
with Korha P.S.Case No. 258 of 2013, subject to the conditions

that:

(i) one of the bailors will father, mother or wife of the petitioner,

(ii) if the petitioner would be found involved in similar type of case in future, prosecution will be at liberty to file application for cancellation of bail and the court below will pass necessary order, including cancellation of bail bonds,

(iii) the petitioner would co-operate and if the petitioner will fail to co-operate in the proceeding of the court and will remain absent for two consecutive dates without reasonable explanation, the court will pass appropriate order, including cancellation of bail bonds, and

iv) Petitioner will report to Officer In-charge of the concerned Police Station by 7th day of each calendar month upto one year, failing which the bail granted to the petitioner will be deemed to have been cancelled.

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(Shivaji Pandey, J)