

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.27950 of 2015

Arising Out of PS.Case No. -30 Year- 2010 Thana -BELSAND District- SITAMARHI

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1. Islam Miyan @ Md. Islam Miyan S/o late Sahebjan resident of Village
Olipur, s Belsand District Sitamarhi.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Uday Kumar

For the Opposite Party/s : Mr. Lallan Kumar(App)

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 23-07-2015

Heard learned counsel for the petitioner and the State.

The petitioner is apprehending his arrest in a case
instituted under Sections 147, 148, 149 and 395 of the Indian
Penal Code and Section 17 of C.L.A.Act.

The prosecution story, in brief, is that one Abulesh
Akhtar s/o Md. Sadaquat Hussain working in the Nizam
Entepriises,Bharat Gas Belsand has alleged that on 23.3.2010 at
about 9 o' clock when he was calculating the amounts, which
were received against the sale of Gas Cylinders during Saturday
and Monday and after calculation he was filling challan for
deposit the amounts in Bank, in the meantime more than 500-
600 people entered into the room with Arms, lathi etc. and
asked about Ex. M.P. Md. Anwarool Haque and assaulted the
informant and other staff and looted the amount of Rs.
1,72,000/- and also abusing and threatening about the murder of
Ex. M.P.. The mob damaged 4 motor cycles, broken the phone
and damaged the properties and fled away. It is further alleged
that the occurrence of dacoity was preplanned.

It has been submitted on behalf of the petitioner that the petitioner is not named in the FIR. It is further submitted that the petitioner has falsely been implicated in the present case by the co-accused, who has named the petitioner in course of the investigation. It is also submitted that other co-accused has been granted anticipatory bail vide Cr. Misc. No.20618 of 2015.

It has been submitted on behalf of the State that the name of the petitioner has figured in course of investigation.

Considering the aforesaid facts, let the above named petitioner, in the event of his arrest or surrender in the court below within a period of four weeks, be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned C.J.M., Sitamarhi, in connection with Belsand P.S. Case No. 30 of 2010, subject to the conditions as laid down u/s 438(2) Cr.P.C.

singh/-

(Sudhir Singh, J)

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