

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.33036 of 2015

Arising Out of PS.Case No. -106 Year- 2013 Thana -SIKANDARA District- JAMUI

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Md. Naushad, Son of Md. Julfikar Mian, R/o Village -Markama, P.S -
Sikandra, Distt- Jamui

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner : Mr. Yogesh Chandra Verma, Sr. Advocate
Mr. Prakash Mahto, Advocate

For the S t a t e : Mr. Nand Kishore Pd.(APP)

For the Informant : Mr. Sajid Salim Khan, Advocate

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CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

2 21-08-2015 Heard learned counsel for the petitioner and the

learned counsel for the informant as well as the learned counsel

for the State.

The petitioner is apprehending his arrest in connection

with Sikandra P.S. Case No.106 of 2013 for allegedly having

committed the offence under Sections 147, 148, 149, 324, 307,

452, 460 and 109 of the Indian Penal Code and Section 27 of the

Arms Act.

Learned counsel for the petitioner submits that the

informant in her statement has not named this petitioner as one

who fired upon her. Learned counsel for the informant,

however, submits that later on in her re-statement, the informant

has stated that the petitioner had also fired from his gun which hit on her hand. It is further submitted that later on this petitioner has been threatening the witnesses.

However, after perusal of Annexure B to the counter affidavit filed today, I do not find that the petitioner has been specifically named as one who is threatening the witnesses.

Considering the nature of the allegations made against the petitioner and that the petitioner has no criminal antecedents and particularly that he has no role to play as is evident from the F.I.R., let the petitioner, above named, in the event of his arrest or surrender before the court below within a period of three weeks from the date of receipt/production of a copy of this order, 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 Sri A.K. Singh, learned Judicial Magistrate, 1st Class, Jamui, in connection with Sikandra P.S. Case No.106 of 2013, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Anjana Mishra, J)

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