

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.37993 of 2015

Arising Out of PS.Case No. -103 Year- 2015 Thana -BIHARIGANJ District- MADHEPURA

1. Md. Anwar Ali@ Anwar Ali S/o Late Sajjad Ali R/o village - Ramjani,
P.S. Janki Nagar, District - Purnea

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sharda Nand Mishra

For the Opposite Party/s : Mr. Dasrath Mehta(App)

CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 22-09-2015

Heard learned counsels for the petitioner and
the State.

Petitioner is apprehending his arrest in a case
registered for the offences punishable under Sections 457, 380
of the Indian Penal Code.

The prosecution case is that on 23.05.2015
and 24.05.2015 the theft was committed in the houses of the
informant and one Arun Prasad Singh when co-accused Md.
Jamal and 4-5 unknown were found roaming around on the
date of occurrence. Subsequently co-accused Md. Jamal in his
confession named the petitioner.

It is submitted by learned counsel for the
petitioner that co-accused Md. Jamal is co-villager of the
petitioner who was on inimical term with the petitioner from
before and except confession there is nothing against the

petitioner.

A statement has been made in para 3 of the petition that petitioner has no criminal antecedent.

Considering the aforesaid facts, let the petitioner, above named, in the event of his arrest or surrender before the Court below within a period of 12 weeks from today, be released on anticipatory bail on furnishing bail bond of Rs. 10,000/-(ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Madhepura in connection with Bihariganj P.S. Case No. 103 of 2015, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

The bail bonds of the petitioner will be accepted on filing affidavit that he will co-operate in the investigation. Non-cooperation in the investigation will give liberty to the prosecution to file appropriate application for cancellation of bail of the petitioner.

(Dinesh Kumar Singh, J)

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