

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.28940 of 2015

Arising Out of PS.Case No. -125 Year- 2014 Thana -SARAI District- VAISHALI(HAJIPUR)

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Md. Shamim @ Salim @ Kalia Son of Md. Ibrahim, r/o village- Govindpur
Singhara, P.S.- Mahua, District- Vaishali

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Ashutosh Singh

For the Opposite Party/s : Mr. Sanjay Kumar Tiwary (APP)

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CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

3 05-10-2015 Heard learned counsel for the petitioner and learned
counsel appearing on behalf of the State.

The petitioner is apprehending his arrest in connection
with Sarai P.S.Case No. 125/14 registered under Section 395 of
the Indian Penal Code.

Learned counsel for the petitioner submits that though the
petitioner is not named in the FIR his name has surfaced
subsequently in the confessional statement before the police by
some of the persons who were arrested near the truck which had
been taken away from the hands of the informant by administering
intoxicated drink. Learned counsel further submits that such a
statement before the police has no evidentiary value and the
petitioner may be extended the privilege of anticipatory bail.

Considering the aforementioned facts and circumstances and that the petitioner has no criminal antecedent, let the petitioner, above named, in the event of his arrest or surrender in 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/- (Rupees ten thousand) with two sureties of the like amount each in connection with Sarai P.S.Case No. 125 of 2014, corresponding to G.R.No. 3576/14, to the satisfaction of the Chief Judicial Magistrate, Vaishali at Hazipur, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Anjana Mishra, J)

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