

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.905 of 2015

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Md. Minatullah @ Minatullah, son of Md. Sabir Hussain, resident of
Village-Belhi, P.S.-Darbhanga Sadar, District-Darbhanga.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Md. Shahnawaz Ali, Advocate

For the Opposite Party : Mr. P.N.Pandit, APP

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA

ORAL ORDER

2 09-01-2015

Heard learned counsel for the petitioner, learned

Additional Public Prosecutor for the State and learned counsel for
the informant.

The petitioner, Md. Minatullah @ Minatullah, seeks
regular bail in Darbhanga Sadar P.S. Case No.148 of 2014,
registered under Sections 435, later on added 436 of the Indian
Penal Code.

The informant lodged the case against unknown for
setting ablaze a hut, in which some furniture of Neyaz Ahmad
were kept.

Learned counsel for the petitioner submits that
initially the case was registered under Section 435 of the Indian
Penal Code, but the police submitted charge-sheet under Section
436 of the Indian Penal Code. The burnt hut was not a dwelling
house. During the course of investigation some persons saw the

petitioner fleeing away from the place of occurrence.

It appears that the hut, in which some furniture were kept, was burnt to ashes and the same is not a dwelling house.

Considering the facts and the nature of allegation made against the petitioner, his prayer for bail is allowed.

The petitioner, above named, is directed to 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 Chief Judicial Magistrate, Darbhanga in connection with Darbhanga Sadar P.S. Case No.148 of 2014.

(Prabhat Kumar Jha, J)

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