

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.4217 of 2015

Arising Out of PS.Case No. -19 Year- 2014 Thana -RAUTARA District- KATIHAR

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1. Md. Mukhtar Ali @ Mukhtar Ali Son of Aiyub Ali Resident of vill-Ali
Nagar,P.S-Maranga,Distt.-Purnea

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ajit Kumar Singh, Advocate.

For the Opposite Party/s : Mr. Gajendra Pd. Yadav(App)

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR
JHA
ORAL ORDER

2 02-02-2015 Heard both sides.

The petitioner seeks bail in Rautara P.S. Case No. 19
of 2014, registered for the offence punishable under Section 395
of the Indian Penal Code. The petitioner is not named in the FIR.

Learned counsel for the petitioner submits that the
name of the petitioner figured in the case in the confessional
statement of Mahboob Alam. The stolen deck was recovered from
the possession of Mahboob Alam, but nothing has been recovered
from the possession of the petitioner. The petitioner was not put
on test identification parade. The co-accused Mahboob Alam has
already been enlarged on bail vide order passed in Cr. Misc. No.
38081 of 2014 on 22.01.2015.

Having considered the facts aforesaid and the fact

that the name of the petitioner figured in the case of the confessional statement of co-accused, but neither the petitioner was put on test identification parade nor any looted article was recovered from the possession of the petitioner, the petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of Shri R.K. Mishra, the learned Judicial Magistrate, Ist Class, Katihar in connection with Rautara P.S. Case No. 19 of 2014.

(Prabhat Kumar Jha, J.)

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