

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.22725 of 2016

Arising Out of PS.Case No. -186 Year- 2013 Thana -AIRPORT District- PATNA

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Raju Mian @ Mannan Mansuri, son of Nizam Mansuri, resident of Burha Nagar, P.S.-- Islampur, District- Nalanda.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Mukul Prasad

For the Opposite Party/s : Mr. Vinod Shankar Modi(App)

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CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN SHARMA

ORAL ORDER

2 26-05-2016

Heard the learned counsel for the petitioner as well

as the learned A.P.P for the State.

The petitioner seeks bail in connection with Hawaii Adda P.S. Case No. 186 of 2013 registered for the offences punishable under Sections 436, 506 and 504 of the Indian Penal Code.

Allegedly, the petitioner set workshop and shop of the informant on fire which was extinguished by fire brigade.

Submission is of false implication and that the informant is not the eye witness of the occurrence, the petitioner has been made accused on the basis of the statement of the worker, the said worker is also not an eye witness, the petitioner without any fault is suffering in custody since 06.02.2016 and as such he deserves sympathetic consideration.

The learned A.P.P opposes the prayer of the bail by submitting that the witness has supported the allegation against the petitioner.

In the facts and circumstances stated above, considering the chargesheet has already been submitted and there is no chance of tampering with prosecution evidence and, as such, the petitioner, above named, is directed to be released on bail on execution of bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned Judicial Magistrate 1st Class, Patna in connection with Hawaii Adda P.S. Case No. 186 of 2013, subject to the conditions that one of the bailors must be a near relative and another having sufficient immovable property within the territorial jurisdiction of the court concerned and the petitioner shall remain present on each and every date during trial and the default on two consecutive dates on his part without any reason shall disentitle the petitioner from privilege of bail.

(Jitendra Mohan Sharma, J.)

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