

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.53389 of 2015

Arising Out of PS. Case No. -43 Year- 2014 Thana -SHIWAPATHI District- MUZAFFARPUR

MD. ABDUL @ MD. ABDULLAH S/O LATE WAZIR ANSARI,
RESIDENT OF VILLAGE- MITHANSARAI, P.S.- AHIYAPUR,
DISTRICT- MUZAFFARPUR.

.... PETITIONER/S

VERSUS

THE STATE OF BIHAR OPPOSITE PARTY/S

with

Criminal Miscellaneous No.2451 of 2016

Arising Out of PS. Case No. -43 Year- 2014 Thana -SHIWAPATHI District- MUZAFFARPUR

MD. MANZOOR ALAM @ MANJOORIA @ MANZOOR ALAM S/O
MD. SANIF RESIDENT OF VILLAGE - MITHANSARAI, P.S.
AHIYAPUR, DISTRICT - MUZAFFARPUR.

.... PETITIONER/S

VERSUS

THE STATE OF BIHAR OPPOSITE PARTY/S

Appearance :

(In Cr.Misc. No.53389 of 2015)

For the Petitioner/s : Mr. Jai Prakash Verma, Adv.

For the Opposite Party/s : Mr. Khurshid Anwar(App)

(In Cr.Misc. No.2451 of 2016)

For the Petitioner/s : Mr. Jai Prakash Verma, Adv.

For the Opposite Party/s : Mr. Md. Arif(App)

CORAM: HONOURABLE MR. JUSTICE ADITYA KUMAR TRIVEDI
ORAL ORDER

3 15-02-2016 Criminal Miscellaneous No.53389 of 2015 wherein
Md. Abdul @ Md. Abdullah is the petitioner and Criminal
Miscellaneous No.2451 of 2016 wherein Md. Manzoor Alam @

Manjooria @ Manzoor Alam is the petitioner commonly originate out of Sessions Trial No.73 of 2015 arising out of Shiwaipatti P.S. Case No.43 of 2014 on account thereof, have been heard together and are being disposed of by a common order.

There was dacoity in the house of informant, Rajesh Kumar wherein the dacoit decamped with the articles so enumerated therein. Because of the fact that prosecution party did not claim identification of dacoit by name on account thereof, FIR has been registered against unknown.

It is evident from the case diary (para-10) that police had traced these two petitioners lying unconscious in an injured condition who were shifted to SKMCH on the following day of the date of occurrence and further, save and except inculpatory extra judicial confessional statement of the these two petitioners, the investigating officer on account of its slackness did not put these two petitioners on TI parade to connect them with the alleged crime however, submitted charge sheet as a result of which petitioners are facing trial.

Accordingly, petitioners Md. Abdul @ Md. Abdullah as well as Md. Manzoor Alam @ Manjooria @ Manzoor Alam each are directed to be released on bail on furnishing bail bonds of Rs.10,000/-(ten thousand) with two sureties of the like amount

each, to the satisfaction of learned Xth Additional Sessions Judge,
Muzaffarpur in connection with Sessions Trial No.73 of 2015
arising out of Shiwaipatti P.S. Case No.43 of 2014.

(Aditya Kumar Trivedi, J)

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