

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.1646 of 2016**

Arising Out of PS.Case No. -115 Year- 2015 Thana -DAUDNAGAR District- AURANGABAD

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Shamim Khan @ Md. Shamim Khan, son of Md. Kyum Khan, Resident of  
Mohalla - Jath Tola, Ward No. 4, P.O. & P.S. Daudnagar, District  
Aurangabad (Bihar).

.... .... Petitioner

Versus

The State of Bihar.

.... .... Opposite Party

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**Appearance :**

For the Petitioner : Mr. Tribhuwan Narayan

For the Opposite Party : Mr. Dashrath Mehta, A.P.P.

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**CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR  
MISHRA**  
**ORAL ORDER**

3      23-02-2016                      Heard learned counsel for the petitioner and the  
  
learned A.P.P. for the State.

The petitioner is accused in connection with  
  
Daudnagar P.S. Case No. 115 of 2015, registered under Section  
  
392 of the Indian Penal Code.

Learned counsel appearing on behalf of the  
  
petitioner submits that petitioner is not named in the F.I.R. and in  
  
course of investigation, one Md. Shamim @ Rinki, son of Md.  
  
Aklim was apprehended, who disclosed the name of this  
  
petitioner showing his involvement in the present case, except  
  
that there is nothing on the record against the petitioner. Further  
  
submission is that there is no tangible material on the record to  
  
show the petitioner is involved in this crime, while the petitioner

is accused in Daudnagar P.S. Case No. 116 of 2015 in which he is on bail. The petitioner is in custody since 03.07.2015.

Having regard to the facts and the circumstances of the case, the petitioner, above named, is directed to be released on bail on furnishing bail bond of Rs.10,000/-(Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of Sub-Divisional Judicial Magistrate, Daudnagar in connection with Daudnagar P.S. Case No. 115 of 2015. Out of two sureties, one surety must be the close relative of the petitioner.

**(Rajendra Kumar Mishra, J)**

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