

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.51449 of 2016

Arising Out of PS.Case No. -235 Year- 2016 Thana -DIHRINAGAR District- SASARAM
(ROHTAS)

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Aslam Ansari, Son of Payaru Ansari @ Gyaru Ansari, resident of Mohalla -
Mani Nagar, Jakhi Bigha, Dehri, P.S. Dehri, District - Rohtas

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Sada Nand Roy, Advocate

For the Opposite Party : Mr. Ram Priya Saran Singh, APP

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CORAM: HONOURABLE JUSTICE SMT. NILU AGRAWAL
ORAL ORDER

2 05-12-2016 Heard the learned counsel for the petitioner and the

learned APP for the State.

Petitioner is languishing in custody since 05.08.2016 in
connection with Dehri (Town) P.S.Case No.235 of 2016 for
offence alleged under Sections 457 and 380 of the IPC.

The prosecution case as lodged by the informant is that
some unknown miscreants entered into his house and took away
five bags of clothes, three mobiles and a gas cylinder.

It has been submitted by the learned counsel for the
petitioner that he is not named in the FIR and he has falsely been
implicated in the aforesaid case. It is further submitted that no test
identification parade has been done so far and it is only on the
basis of his confessional statement that the mobiles have been



recovered from his possession. It has further been submitted that chargesheet has already been submitted, hence, there is no chance of tampering with the prosecution evidence.

However, learned APP for the State opposes the prayer for bail.

Be that as it may, since chargesheet has already been submitted, let the above named petitioner 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 SDJM, Dehri, District-Rohtas in connection with Dehri (Town) P.S.Case No.235 of 2016.

It is further made clear that this direction for bail is further subject to the condition that the petitioner will not directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer or tamper with the evidence and shall appear, in the learned Court below, as may be directed.

In terms of the above observations and directions, this bail application stands allowed.

(Nilu Agrawal, J)

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