

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.54709 of 2016

Arising Out of PS.Case No. -48 Year- 2016 Thana -GAUTAMBUDHNAGAR District- SIWAN

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Moidul Haque @ Moidul Haque @ Tunna, s/o Shamshul Haque, R/o village-
Naushapur Saraiyan @ Nauserpur Sareya, P.S.-G.B. Nagar (Tarwara),
District-Siwan.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Md. Aslam Ansari, Advocate

For the Opposite Party/s : Mr. Smt. Reena Sinha, APP

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 20-12-2016 Heard learned counsel for the petitioner and the

learned APP for the State.

The petitioner seeks bail in connection with G.B.
Nagar P.S. Case No. 48 of 2016 registered for the offences
punishable under Sections 353, 307, 414/34 of the Indian Penal
Code and Section 25(1-B) A, 26/27/35 of the Arms Act.

It has been submitted on behalf of the petitioner that
the petitioner has falsely been implicated in this case on the
basis of the confessional statement of the co-accused and
neither any recovery was made from the possession of the
petitioner nor he has put on Test Identification Parade (T.I.P). It
has further been submitted that co-accused having similar
allegation has already been granted bail by another co-ordinate
Bench of this Court vide order dated 08.12.2016 in Criminal



Miscellaneous No. 47134 of 2016.

Heard the learned APP also.

Having heard both sides, in view of the fact stated above and as the petitioner is in custody since 20.06.2016, let the petitioner be enlarged on bail on furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the each amount to the satisfaction of the learned Chief Judicial Magistrate, Siwan in connection G.B. Nagar P.S. Case No. 48 of 2016 with condition that the petitioner will cooperate with the trial and make himself available as and when required by the Police / Court and in the event of failure of his part to appear before the court on two consecutive occasions, his bail bond shall be liable to be cancelled.

(Vinod Kumar Sinha, J)

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