

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.18347 of 2017

Arising Out of PS.Case No. -95 Year- 2016 Thana -JAYNAGAR District- MADHUBANI

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Md. Jahangir Son of Md. Tahir Resident of Village - Rajputana, Police
Station - Jaynagar, District - Madhubani. Petitioner/s

Versus

The State of Bihar. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Shailendra Kumar Jha, Adv.

For the Opposite Party/s : Sri Shyam Kumar Singh, APP

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**CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN
SHARMA**

ORAL ORDER

3 23-05-2017 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in connection with Jaynagar
P.S. Case No. 95 of 2016, corresponding to G.R. No. 883 of 2016
registered for the offence punishable under sections 392 and 411 of
the Indian Penal Code.

Allegedly the petitioner and co-accused snatched five
lakhs Nepali currency from the informant, but due to intervention of
villagers, the petitioner and co-accused were apprehended and
snatched Nepali currency, two country-made pistols, one live
cartridge and one stolen motor-cycle were recovered from the
possession of the petitioner and co-accused. It is submitted that both
are veteran criminals.

Submission is of false implication and that there is no
specific allegation against the petitioner. Nothing has been recovered



from the conscious possession of the petitioner. The villagers have produced the petitioner and co-accused along with those recovered amount and fire arms. Similar co-accused Manoj Yadav has already been allowed bail by another co-ordinate Bench of this Court in Criminal Misc. No. 49106 of 2016 on 16.02.2017 and as such, the petitioner also deserves sympathetic consideration.

Learned APP fairly submits that co-accused Manoj Yadav has already been allowed bail.

In the facts and circumstances stated above, the petitioner, above named, is directed to be released on bail on execution of bail bonds of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the Sub-Divisional Judicial Magistrate, Madhubani in connection with Jaynagar P.S. Case No. 95 of 2016, corresponding to G.R. No. 883 of 2016, 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)

Mahesh/-

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