

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.36082 of 2017**

Arising Out of PS.Case No. -1 Year- 2009 Thana -KAHALGAON RPF/POST District-  
BHAGALPUR

=====

1. Md. Khalid Son of Md. Juber @ Jabbar, Resident of Mohalla-  
Nayanagar, P.S.- Mahgama, District- Godda (Jharkhand).

.... .... Petitioner/s

Versus

1. The State of Bihar

.... .... Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Md. Nurul Hoda

For the Opposite Party/s : Mr. Smt. Pushpa Sinha

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**CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR**  
**UPADHYAY**  
ORAL ORDER

3      10-08-2017                      Heard learned counsels for the petitioner and the  
  
State.

The petitioner is in custody in connection with  
RPF/Post/Kahalgaon/ Case No. 1/2009 (Ref: RPS Case No.  
9/2009) for the offences under Sections 3(a) of the Railway  
Property Unlawful Possession (R.P.U.P.) Act.

The name of the petitioner surfaced on the  
confessional statement of the driver plying the vehicle Pick-Up  
Van carrying the scrap of the railway. The driver, who was plying  
the Pick-Up Van, was granted bail by the court below.

Considering the fact that the driver, on whose  
confessional statement the petitioner has been named in the instant



case, has been granted bail as also the statement made on affidavit in para-3 that the petitioner has no criminal antecedent, let the petitioner, above named, be enlarged on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the A.C.J.M., Railway, Bhagalpur or the successor Court in connection with R.P.F./Post/Kahalgaon/Case No. 01/2009 (Ref: R.P.S. Case No. 09/2009), subject to the condition that the petitioner will extend full cooperation in conclusion of the trial, will appear on each and every date before the court below and will not, in any manner, tamper with the evidence and influence the witnesses.

The court below is expected to conclude the trial expeditiously preferably within a period of six months.

**(Anil Kumar Upadhyay, J)**

S.Pandey/-

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