

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.56722 of 2017

Arising Out of PS.Case No. -885 Year- 2017 Thana -SAHARSA District- SAHARSA

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Md. Attaulla @ Md. Ataullah @ Samar Khan S/o Md. Rahamtulla, resident
of village-Dhanchoha, P.S.-Sour Bazar, District-Saharsa.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Bhaskar Shankar, Adv.

For the Opposite Party/s : Mr. Matloob Rab, APP

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CORAM: HONOURABLE MR. JUSTICE SANJAY KUMAR
ORAL ORDER

2 12-12-2017 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner seeks bail in connection with Saharsa
Sadar Police Station Case No. 885 of 2017 registered for the
offences punishable under sections 363 and 365 of the Indian
Penal Code.

The above case has been registered against unknown
persons. It has been alleged that on 28.08.2017 the daughter of
informant went to attend the coaching as usual at 7:00 A.M., but
she did not return.

The learned counsel for the petitioner submits that the
petitioner is neither named in FIR nor any incriminating material
has been recovered from his possession. The victim disclosed the



names of two persons who took away her by a 'Bolero' vehicle. This petitioner was put on T.I.P., but she did not identify him. The Police submitted Final Form against the petitioner. The petitioner having clean antecedent has been languishing in judicial custody since 01.09.2017.

The A.P.P. opposed the submission.

Considering the fact that this petitioner was not identified by the victim on T.I.P., the prayer for bail of this petitioner is allowed and he is directed to be released on bail on furnishing bail bonds of Rs. 10,000/- with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Sahara in connection with Saharsa Sadar Police Station Case No. 885 of 2017.

(Sanjay Kumar, J)

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