

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.1308 of 2017

Arising Out of PS.Case No. -104 Year- 2016 Thana -BHAGALPUR KOTWALI District-
BHAGALPUR

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Md. Jawed Anwar @ Me. Jawed Anwar, Son of Md. Nizamuddin,
Resident of Village- Chouka Fatehpur, Police Station- Industrial Zero Mile,
District- Bhagalpur.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Md. Najmul Hodda, Advocate

For the Opposite Party/s : Mr. Md. Ansarul Haque, A.P.P.

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CORAM: HONOURABLE JUSTICE SMT. NILU AGRAWAL
ORAL ORDER

2 18-01-2017 Heard learned counsel for the petitioner and the
learned A.P.P. for the State.

Petitioner is languishing in judicial custody since
07.04.2016 in connection with Kotwali P.S. Case No. 104 of 2016
registered for the offence punishable under Section 379 of the
Indian Penal Code.

The prosecution case is that the informant's
motorcycle was stolen by some unknown miscreants while he was
in the market place.

It has been submitted by the learned counsel for the
petitioner that he is innocent, not named in the First Information
Report and has been falsely implicated and remanded in the



present case, as he has been made accused in other cases. He submits that a separate case has been instituted for recovery of the motorcycle. It has also been submitted that charge-sheet has already been submitted, hence, there is no chance of tampering with the prosecution evidence.

However, learned A.P.P. for the State opposes the prayer for bail.

Be that as it may, considering the facts and circumstances, let the petitioner, above named, be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Bhagalpur in connection with Kotwali P.S. Case No. 104 of 2016, subject to the condition that petitioner will appear before the police/ Court as and when required and since he is also accused in similar nature of cases, in future, if he is found to have indulged in similar nature of offence, learned Court below will be at liberty to cancel his bail bonds without being prejudiced with this order.

(Nilu Agrawal, J.)

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