

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.40549 of 2017

Arising Out of PS.Case No. -319 Year- 2017 Thana -ARARIA District- ARRARIA

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Md. Zumman @ Md. Gul Nawaj Son of Shabir @ Sabhir Alam, Resident of
Village-Shadipur Ward no.2, Police Station-Jalalgarh, District-Purnea.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Mukesh Kumar Rana, Advocate

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

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

- 3 06-10-2017 Heard learned counsel for the petitioner and the State.
- The petitioner apprehends his arrest in Araria P.S.
- Case No. 319 of 2017 instituted for the offence under Section 379
of the Indian Penal Code.
- Learned counsel for the petitioner has submitted that
he has no criminal antecedent. There is no recovery of Motorcycle
from his possession. His name has been subsequently added in the
First Information Report which will appear from the written
report.
- Learned A.P.P. after perusing the case diary has
submitted that Motorcycle has been recovered from the road side
in Jai Prakash Nagar. The petitioner is resident of Jalalgarh, Distt.
Purnea and the Motorcycle has been recovered from Jai Prakash



Nagar, Araria.

Considering the facts and circumstances of the case, prayer for anticipatory bail of the petitioner is allowed. In the event of surrender/arrest of the petitioner, named above, within six weeks from today, in connection with Araria P.S. Case No. 319 of 2017, he shall be released on anticipatory bail on furnishing bail bond of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Araria, subject to the conditions as laid down under Section 438 (2) Cr. P.C. with further conditions (1) bailors should be local having sufficient immovable property within the jurisdiction of the court concerned, (2) petitioner shall cooperate in the trial and shall be present on each and every date fixed by the court and absence on two consecutive dates without proper and reasonable reason will automatically cancel bail bond of the petitioner and (3) if petitioner tampers with the evidence or the witnesses of the case, in that case, prosecution will be at liberty to move for cancellation of bail of the petitioner.

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(Sanjay Priya, J)

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