

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.201 of 2017

Arising Out of PS.Case No. -189 Year- 2016 Thana -BELAGANJ District- GAYA

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Md. Rustam @ Tinku Khan Son of Md. Julfkar @ Late Sajjak Mian
Resident of Village - Nimchak Tola Hazichak, P.S. - Belaganj, District -
Gaya.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Rana Vikram Singh

For the Opposite Party/s : Mr. Mukesh Kumar Singh

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CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

6 16-02-2017 Heard learned counsel for the petitioner and the

learned A.P.P. for the State.

The petitioner apprehends his arrest in connection
with Belaganj P.S. Case No. 189 of 2016 registered under Sections
370, 34 of the Indian Penal Code and 75, 77 and 78 of the Juvenile
Justice Act.

Learned counsel appearing on behalf of the
petitioner submits that only on the basis of suspicion petitioner has
been made accused in this case. On perusal of supplementary
affidavit filed on behalf of the petitioner, it appears that another
co-accused Md. Jahangir, from whose house three children were
recovered, who has already been allowed bail by the Court below
in view of the statements of the parents. It also appears from the



same affidavit that the parents of two children have specifically stated on affidavit (Annexure-3) that petitioner had not taken their sons for any other purpose.

Having considered the facts and circumstances of the case, let the above named petitioner be released on bail, in the event of arrest or surrender before the learned Court below within a period of four weeks from today, on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the C.J.M., Gaya in connection with Belaganj P.S. Case No. 189 of 2016, subject to the condition as laid down under Section 438(2) of the Cr. P.C.

(Arvind Srivastava, J)

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