

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.17648 of 2017

Arising Out of PS.Case No. -53 Year- 2017 Thana -FORBESGANJ District- ARRARIA

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Md. Yusuf S/o- late Jafir Resident of Village- Pokharbasti, Ward No. 20,
P.S. Forbesganj, District- Araria.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Md. Naushad Uzzoha

For the Opposite Party/s : Mr. Md. Anzarul Haque Sahara

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

4 02-08-2017

Heard learned counsel for the petitioner.

This is an application for bail in connection with Forbesganj P.S.Case No. 53 of 2017 registered for the offences punishable under Sections 379 and 411 of the Indian Penal Code.

Petitioner is not named in the FIR and it appears from perusal of record that on the basis of his confession as well as confession of other co-accused vehicle was recovered from the house of other co-accused.

It has been submitted on behalf of the petitioner that petitioner has falsely been implicated in this case, which will appear from paragraphs 26 & 27 of the case diary also and he has remained in custody for more than six months having clean antecedent.

Heard learned APP also.

Having heard both sides and considering the aforesaid



facts and circumstances, let the petitioner, named above, be released on bail on furnishing bail bond of Rs.25,000/- (Rupees twenty five thousand) with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Araria, in connection with Forbesganj P.S.Case No. 53 of 2017, subject to the conditions that :-

- (i) One of the bailors of the petitioner shall be a local person having sufficient immovable properties within the jurisdiction of the concerned Court.
- (ii) The petitioner will not induce any witness or tamper with the evidence.
- (iii) The petitioner shall cooperate in the disposal of trial and make himself available as and when required by the court and on the event of failure on his part to appear before the court below on two consecutive dates without showing any genuine reason, the prosecution is free to move for cancellation of his bail.

(Vinod Kumar Sinha, J)

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