

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.47488 of 2017

Arising Out of PS.Case No. -310 Year- 2017 Thana -BHAGALPUR KOTWALI District-
BHAGALPUR

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1. Md. Hiru son of Late Md. Shaluddin, resident of Mohalla- Bhikhanpur,
Jhopartti, Gumti No.- 3, P.S.- Tilkamanjhi, District- Bhagalpur.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Manoj Kumar Jha

For the Opposite Party/s : Smt. Anita Kumari Singh

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CORAM: HONOURABLE JUSTICE SMT. NILU AGRAWAL
ORAL ORDER

3 28-11-2017 Heard learned counsel for the petitioner and learned
APP for the State.

Petitioner seeks bail in connection with Kotwali
(Tilkamanjhi) P.S. Case No. 310/17, G.R. No. 2326/17 for
offences punishable under Sections 341, 323, 540, 506, 353, 427,
224, 511 of the Indian Penal Code.

The prosecution case, as lodged by the police
personnel, who was Incharge of Sessions Hazat, is that while eight
prisoners were brought to the court on a prisoner vehicle, all the
prisoners stepped down but the petitioner refused to step down and
resorted to assault with the police personnel and also damaged
Government property. All the prisoners also tried to flee away but
were apprehended.



It has been submitted by the learned counsel for the petitioner that he is innocent and has been falsely implicated in the aforesaid case. He submits that no overt act has been committed by him, he is languishing in judicial custody since 08.06.2017 and has been suitably punished.

However, learned APP for the State opposes the prayer for bail stating therein that the petitioner is a veteran criminal and as many as six cases are pending against him.

Considering the facts and circumstances and the materials on record and the period of custody, let petitioner, above named, be enlarged on 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, Bhagalpur, in connection with Kotwali (Tilkamanjhi) P.S. Case No. 310/17, G.R. No. 2326/17.

(Nilu Agrawal, J)

Rajesh/-

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