

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.53946 of 2017

Arising Out of PS.Case No. -442 Year- 2017 Thana -NATHNAGAR District- BHAGALPUR

=====

Md. Rehan @ Rehan Ansari, son of Md. Taki Imam Ansari, resident of
Mohalla Champanagar, P.S. Nath Nagar, District Bhagalpur.

.... Petitioner.

Versus

The State of Bihar.

.... Opposite Party.

=====

Appearance :

For the Petitioner/s : Mr. Davendra Kumar Pandey

For the Opposite Party/s : Mr. Anuj Kumar Srivastava

=====

**CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL**
ORAL ORDER

02 10-11-2017

Heard learned counsel for the petitioner and learned

APP for the State.

The petitioner seeks bail in Nathnagar P.S. Case No.
442 of 2017 registered under Sections 153-A (2)/295/120 B of the
Indian Penal Code.

As per the prosecution case, statue of Chunni
Rakkasi is said to have been damaged by four unknown
miscreants in order to spoil the communal harmony and they were
identified on the basis of CCTV footage.

It is submitted by learned counsel for the petitioner
that the petitioner has been falsely implicated in this case merely
on suspicion. Though the petitioner is said to have been identified
on the basis of CCTV footage but the photograph has not been
brought on record by the I.O. along with the chargesheet.



The allegation levelled against the petitioner is not specific rather general and omnibus in nature. There is no cogent evidence against the petitioner regarding his complicity in the occurrence. Similarly situated co-accused, namely, Md. Minnat Ansari @ Md. Minnat has been granted bail by a coordinate Bench of this Court in Cr. Misc. No.49916 of 2017 vide order dated 17.10.2017. The petitioner has been languishing in custody since 28.08.2017.

Considering the facts aforesaid, the above named petitioner is directed to 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 the learned Additional Chief Judicial Magistrate 1st, Bhagalpur in connection with Nathnagar P.S. Case No.442 of 2017.

(Prakash Chandra Jaiswal, J)

Trivedi/-

U		T	
---	--	---	--

