

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.33346 of 2017

Arising Out of PS.Case No. -75 Year- 2017 Thana -KUNDWACHAINPUR District-
EASTCHAMPARAN(MOTIHARI)

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1. SHEIKH GUDDU @ SK. GUDDU @ GUDDU @ ALI AKHTAR, son
of Sagir Alam, resident of Mohabatpur Dhaka, P.S.- Dhaka, District- East
Champaran.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Zaki Haider

For the Opposite Party/s : Mr. Sri Khurshid Anwar

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CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

3 11-09-2017 Heard learned Counsel for the petitioner and learned
Additional Public Prosecutor for the State.

This application, for grant of anticipatory bail, arises
out of Kundwa Chainpur Police Station Case No. 75 of 2016,
disclosing offences under Sections 143, 414/34of the Indian
Penal Code.

Learned counsel for the petitioner has submitted that
the petitioner is innocent and has not committed any offence. In
fact, the petitioner has not been named in the F.I.R. and merely
on the basis of confessional statement of the co-accused, name
of this petitioner has surfaced in this case. Nothing has been
recovered from the conscious possession of the petitioner and



except confession no any cogent material has been found against the petitioner during course of investigation. The petitioner is rotting in custody for the last four months. Hence, the petitioners deserves the privilege of anticipatory bail.

Considering the facts and circumstances of the case, let the petitioner, above named, in the event of his arrest or surrender before the Court below within six weeks, be released 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 Sub-Divisional Judicial Magistrate, Sikrahana, East Champaran, in connection with Kundwa Chainpur Police Station Case No. 75 of 2017, subject to the condition laid down under Section 438 (2) of the Code of Criminal Procedure.

(Arvind Srivastava, J)

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